

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52540 of 2016

Arising Out of PS.Case No. -102 Year- 2016 Thana -CHAND District- BHABHUA (KAIMUR)

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1. Banarasi Sah, Son of Late Raj Nath Shah, Resident of village - Chand,
P.S. Chand, District - Kaimur

.... Petitioner/s

Versus

1. The State of Bihar
2. Rajendra Prasad, Son of Late Vishwnath Prasad, Resident of village -
Chand, P.S. Chand, District - Kaimur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arabind Nath Pandey

For the Opposite Party/s : Mr. Sri Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 10-05-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 406 and 420
of the Indian Penal Code.

There is dispute of partnership between the parties
and allegation is of misappropriation of partnership fund by the
petitioner.

The matter was sent for mediation but the mediation
has failed because the petitioner did not appear thereat.

Apparently, the matter is of civil dispute, hence, the
petitioner, above named, in the event of his arrest or surrender
before the Court below within a period of thirty days from the date



of receipt of the order, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Kaimur at Bhabhua/successor Court in connection with Chand Police Station Case No. 102 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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