

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5393 of 2017

Arising Out of PS.Case No. -600 Year- 2016 Thana -BHABHU(KAIMUR) COMPLAIN C District-
BHABHUA (KAIMUR)

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Sitaram Sah son of Bansh Bahadur Sah, resident of village Kaithi P.S.
Sonhan District Kaimur at Bhabua.

.... Petitioner/s

Versus

1. The State of Bihar
2. Mahendra Pratap Singh, son of late Ram Prasad Singh, resident of
village Etadhi, P.S. Sonhan, District Kaimur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar Singh, Adv.

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 06-02-2017 Heard the learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Bhabua Complaint Case No.600 of 2016 registered under Section
406 of the Indian Penal Code.

Allegation, against the petitioner is that he came to the
house of the complainant and purchased paddy worth Rs. 10, 72,
980/-, but he paid only Rs. 2,50,000/- and later on, not making
payment of rest amount.

The learned counsel appearing on behalf of the
petitioners submitted that the payments were made in cash and
nothing is due to be paid. Moreover, it is not a case of entrustment
and misappropriation.

Considering the aforesaid facts and circumstances and
as the case primarily appears of civil nature, so in the event of
arrest or surrender in the court below within a period of four
weeks from today, let the petitioner, namely, Sitaram Sah be



released on bail on furnishing bail bonds of Rs. 10,000/- each with two sureties of the like amount to the satisfaction of the learned Additional Chief Judicial Magistrate-V, Kaimur at Bhabua, in connection with Complaint Case No. 600 of 2016, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Arun Kumar, J)

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