

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56240 of 2017

Arising Out of PS.Case No. -83 Year- 2014 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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Niraj Kumar, Son of Sri Bhuneshwar Yadav, Resident of Village-Dhanauja,
P.S.-Fulparas, District-Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 06-12-2017 Heard learned Senior counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Kesaria P.S. Case No.83 of 2014 registered under Sections 420,
406, 467, 468, 471 and 120(B) of the Indian Penal Code.

The accusation is that Sabbir Khan, Amir Khan and Talat
Praveen approached the complainant/informant introducing
themselves to be the Managing Directors of Prime Future Real
Estate India Limited, as approved by the Central Government, and
asked the complainant/informant to deposit the money with an
assurance that within a short period double amount would be
returned to him. Thereafter, branch was opened at Kesariya



Deviganj in which the petitioner was deputed as Manager and the complainant/informant and others deposited the money and bonds were also issued in their favour on depositing the money by them but in the month of November, 2013, the branch was closed by the petitioner and all the articles were removed from there. In spite of request made by the complainant/informant and others, the money was not returned to them.

Learned Senior counsel for the petitioner submits that it would appear from the F.I.R. that the petitioner was simply Manager of the Company for sometime and on depositing the money by the complainant/informant and others, bonds were also issued in their favour by the Company. The petitioner being the Manager of the said Company had no role in the decision of the Company and there is no allegation against the petitioner to misappropriate the money, as deposited by the complainant/informant and others.

Having considered the facts and the circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender by him within six weeks from today, be enlarged on bail on his furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Motihari, in connection with Kesaria



P.S. Case No.83 of 2014, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

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