

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30367 of 2017

Arising Out of PS.Case No. -101 Year- 2016 Thana -PATNA CITY CHOWK District- PATNA

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1. Amitabh Pankaj Duvedi Son of Late Anant Praasd Duvedi, resident of
Dundi Bazar, P.S.-Chowk, District-Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Anshuman
For the informant : Mr. Satyanarayan Prasad.
For the State : Mr. Anuj Kumar Srivastava, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 07-08-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Chowk P.S. Case No.
101 of 2016 instituted for the offence under Sections-406, 420, 504/34
of the Indian Penal Code.

Counsel for the petitioner has submitted that he has
received Rs. 12,50000/- from the informant which he is ready to return
the informant. He seeks three months' time to return the aforesaid
amount.

Counsel for the informant has submitted that he has made
payment of aforesaid amount in the year, 2014. Therefore, the
petitioner may be directed to pay some interest at the bank rate.

Counsel for the petitioner has agreed that he will make
payment of an additional amount of Rs. 50,000/- and hence, he will
make total payment of Rs. 13,000,00/- (thirteen lacs) to the informant.



In such circumstances, this application stands disposed off with direction to the petitioner to surrender in the court of learned Additional Chief Judicial Magistrate/concerned court, Patna City, Patna within a period of four weeks along with an affidavit that he will make payment of Rs. 13,000,00/- (thirteen lacs) to the informant either by demand draft or by direct crediting the amount in the account of informant in connection with Chowk P.S. Case No. 101 of 2016 and in that event, the court below will grant anticipatory bail to the petitioner provisionally for three months with condition that he will make payment of Rs. 13,000,00/- (thirteen lacs) to the informant within three months. The court below on production of necessary document by the petitioner showing the full payment of 13,000,00/- (thirteen lacs) to the informant, after his release will confirm the provisional anticipatory bail of the petitioner after three months.

It is made clear that in the event, the petitioner does not make payment of Rs. 13,000,00/- (thirteen lacs) to the informant within the aforesaid period of three months from the date of his release on provisional anticipatory bail, the court below will be at liberty to cancel the bail bond of the petitioner.

(Sanjay Priya, J)

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