

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44295 of 2017

Arising Out of PS.Case No. -379 Year- 2016 Thana -NAWADA District- NAWADA

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Dr. Amiya Agarwal @ Dr. Amiya Agrawal Son of Shambhu Ravidas, R/o
Village/Mohalla- Ramchandrapur, (Mangla Asthan), P.S.- Laheri, District-
Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar

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

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 20-09-2017 Counsel for the petitioner submits that from perusal

of the FIR, it appears that the allegation is primarily against the

son of this petitioner who has already granted anticipatory bail by

this court and this petitioner has absolutely no role in the

commission of any crime much less under section 406 and 420 of

the Indian Penal Code.

Counsel for the opposite party acceded that there is

an agreement between the petitioner and the opposite party with

regard to sharing of profit of a clinic in the name and style

Brahmini Nursing Home. It appears that there is dispute on

account of apportionment of the profit and on the basis such

dispute, the petitioner cannot denied bail. Accordingly, the



application for bail is allowed an the petitioner, named above, 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 Chief Judicial Magistrate, Nawada, in connection with (Nawada) Nagar P.S. Case No. 379 of 2016 on the condition that the petitioner will cooperate in the trial and will not, in any manner, influence the evidence or the witnesses.

It is made clear that granting bail to the petitioner will not in any manner prejudice the claim of the opposite party no.2 with regard to money claim based on the agreement between the parties.

(Anil Kumar Upadhyay, J)

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