

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15345 of 2017

Arising Out of PS.Case No. -125 Year- 2016 Thana -RAHIKA District- MADHUBANI

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Ashok Jha Son of Talevar Jha, Resident of Village- Bisaul , P.S.- Harlakhi,
District- Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Soban Asghar

For the Opposite Party/s : Mr. Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 29-03-2017 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with Rahika
P.S.Case No.125 of 207 registered under Sections 341,323, 406,
504 and 392 of the I.P.C.

Accusation of the complainant, in brief, is that the
petitioner and the complainant were prior engaged in business
transaction with each other and in course of which the
complainant gave Rs.2,30,000/- to the petitioner on the condition
to return back but the said money was not returned and he also got
the truck of the complainant stopped on the road by some
unknown persons and taken away the same.

The learned counsel for the petitioner submits that



the petitioner and the complainant were engaged in some business transaction with each other and the allegation of taking the truck is false and fabricated. The petitioner has also lodged a Complaint Case No.1017/16 against the informant of this case relating to committing breach of trust. Moreover Charge sheet has been submitted in this case only under Sections 341, 323, 386, 504 and 34 of I.P.C. and not under Sections 406 and 392 of I.P.C. Petitioner is in custody since 13.12.2016 and has no criminal antecedent except one case under Excise Act.

Having considered the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the A.C.J.M.-1, Madhubani, in Rahika P.S. Case No.125 of 2016.

(Arun Kumar, J)

AnilKrSinha/-

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