

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57540 of 2017

Arising Out of PS.Case No. -193 Year- 2017 Thana -LAHERIMUHALLA District- NALANDA
(BIHARSHARIFF)

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Shishir Kumar Srivastava @ Bittu @ Shishi Srivastava S/o Sudhakar
Srivastava, R/o Ward No.7 near Bus Stand Tamkuri Road Kushinagar, P.S.-
Kushinagar, District- Kushi Nagar (U.P.).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ramakant Sharma, Sr. Advocate
Mr. Ganesh Sharma

For the Opposite Party/s : Mr. Dr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 12-12-2017 Heard learned Counsel for the petitioner and the State.

Petitioner is in custody in connection with Laheri PS
Case No. 193 of 2017 registered under Sections 420, 406, and
120B of the IPC.

The allegation is that the informant booked a bungalow
with Avani Enggcom Developers Private Limited and paid in
advance Rs. 6,35,000/- but now they have closed the company,
neither constructed the house nor returned back the amount.

Learned Counsel for the petitioner submits that the FIR
itself reveals that one Rahul Raj was the Project Manager of the
concerned project and he had received the money from the
informant and given acknowledgement receipt. The petitioner



was an employee in the said construction company and in another case of similar allegation by another buyer the petitioner has been granted bail by a coordinate Bench of this Court.

Having considered the said facts and circumstances, the petitioner, namely, Shishir Kumar Srivastava @ Bittu @ Shishir Srivastava, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of ACJM-1 Nalanda at Biharsharif in connection with Laheri PS Case No. 193 of 2017.

On of the condition for bail shall be that one of the bailors must be his own family member and the petitioner shall be present on each date before the court below and in case of absence on two successive dates, except due to illness, his bail bonds shall be liable to be cancelled.

(Arun Kumar, J.)

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