

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28453 of 2017

Arising Out of PS.Case No. -758 Year- 2015 Thana -NAWADA District- NAWADA

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1. Subodh Yadav, son of Sukhdeo Yadav, resident of Village- Raje Bigha,
Police Station- Pakri Barawan, District- Nawadah.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Naresh Singh, son of late Mathura Singh, Aman Motors Proprietors,
resident of Mohalla- Nardiganj Road Gadhpur, P.S.- Nawada, Town,
District- Nawada.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arjun Prasad, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

Mr. Sudhir Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5/ 28-02-2018

Heard learned counsel for the petitioner and learned

APP for the State as well as counsel for the Opposite Party No.2.

Petitioner apprehends his arrest in **Nawada Town**
P.S. Case No.758 of 2015 instituted for the offence under
Section(s) 420, 467, 468, 471 Indian Penal Code.

It is alleged in the written report that the petitioner
issued cheque of Rs.1,90,000/- in favour of informant which
bounced.

Counsel for the petitioner has submitted that he has
made payment of total nineteen installments and matter was sent
to Mediation Centre where it was found that Rs.63,000/- of the
informant is due with the petitioner, but the informant was not
ready to accept that money.



In the facts and circumstances of the case, this Court is of the view that it is totally matter of money dispute.

In such circumstances, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Nawada Town P.S. Case No.758 of 2015**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Chief Judicial Magistrate, Nawada**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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