

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11467 of 2018

Arising Out of PS.Case No. -567 Year- 2017 Thana -BANKA District- BANKA

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1. Pawan Sharma, Son of Mahesh Sharma, Resident of Village-Harpur,
P.S.-Banka, District-Banka.

.... Petitioner/s

Versus

1. The State of Bihar
2. Mohan Choudhary, Son of Late Satya Narayan Choudhary, Resident of
Mohalla-Nagar Panchayat, Banka, Ward No 14, Azad Chowk, Near Police
Line Club, P.S. and District-Banka.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh

For the Opposite Party/s : Mr. Vinod Shankar Modi

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

2 27-02-2018 Heard both sides.

The petitioner apprehends his arrest in Banka P.S. Case
No.567 of 2017 registered under Sections 419, 420, 406, 467, 468
of the Indian Penal Code and Section 138 of the N.I. Act.

The gist of the allegation is that the petitioner
purchased sheet of Rs.22,000/-. The petitioner gave cheque of
Rs.11,000/- on 27.02.2017 but the cheque was dishonoured.

The learned counsel for the petitioner submits that the
cheque was not dishonoured due to paucity of fund. The cheque
was returned as the signature did not tally. The petitioner is ready
to pay Rs.11,000/- to the informant within one month.



Considering the facts aforesaid, the petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Banka P.S. Case No.567 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

If the petitioner fails to return the money of Rs.11,000/- to the informant through draft within one month from the date of release of the petitioner on anticipatory bail, the learned court below shall cancel the bail bond of the petitioner immediately thereafter.

(Prabhat Kumar Jha, J)

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