

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21264 of 2018

Arising Out of PS. Case No.-1247 Year-2017 Thana- SAHARSA District- Saharsa

Md. Yakub Raja, s/o Md. Nazir, Resident of Village- Niyamat Tola, P.S.-
Saharsa, District- Saharsa.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Md. Harun Quareshi, Advocate
For the Opposite Party : Mr. Sri Ram Priya Saran Singh (APP)

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 30-04-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Saharsa Sadar P.S. Case No. 1247 of 2017, registered for
the offences punishable under Sections 419, 420, 467, 468,
471,34 of the Indian Penal Code.

On the basis of written information of Sri Ashok
Kumar Gupta, Senior Bank Manager, Saharsa, this case has
been instituted alleging therein that the accused persons named
in the written petition, have made illegal transaction by using
wrong CVV through Master Card and from the report annexed
it reveals that the petitioner withdrew Rs. 3,15,000/- and after
accepting his guilt returned only Rs. 28,646.38 paise.



Submission is of false implication and that the petitioner's bank account was connected with PAYTM, on-line marketing application which provides a platform to its users for on-line transaction, marketing in fact the PAYTM floated a bonus scheme which was used by the petitioner and huge amount came into account. The Branch Manager only to save his skin lodged this false case and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail.

In the facts and circumstances as stated above, considering the allegation, I am not inclined to grant privilege of pre-arrest bail to him and accordingly his such prayer stands rejected in connection with Saharsa Sadar P.S. Case No. 1247 of 2017, pending in the Court of learned Chief Judicial Magistrate, Saharsa.

(Jitendra Mohan Sharma, J.)

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