

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41255 of 2017

Arising Out of PS.Case No. -255 Year- 2015 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Jag Narain Choudhary, Son of Shama Dayal Choudhary, Resident of
Village- Bhataur, P.S. Udwant Nagar, District Bhojpur, At Present Mohalla-
Shanti Nagar, Jehanabad, P.S. Jehanabad, District Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Manoj Kumar Mishra, Son of Late Butan Mishra, Resident of Village-
New Professor Colony, P.S. Jehanabad, District- Jehanabad.

.... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Manoj Kumar, Advocate. Mr. Bikram Dev Singh, Advocate.
For the Opposite Party	:	Mr. Binod Kumar, Advocate.
For the State	:	Mr. Nawal Kishore Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 03-01-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Complaint**
Case No. 255 of 2015 instituted for the offence under Section 406
of the Indian Penal Code and Section 138 of N.I. Act.

It is alleged in the complaint petition that petitioner
took an amount of Rs.7,00,000/- from the complainant for
expanding the shop of his two sons, for which, he prepared
agreement on non-judicial stamp of Rs.1000/-, with assurance that
the money would be returned to the complainant within six
months. It is further alleged that money was not returned.
Thereafter, legal notice was sent and one of the son of the



petitioner issued Cheque of Rs.7,00,000/- which bounced.

Learned counsel for the petitioner has submitted that the matter was sent to the Mediation Centre on the request of the petitioner that there is chance of settlement of dispute between the parties, but the matter was not settled as would appear from the report of the Mediator.

In such circumstances, this Court is not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner stands rejected.

Petitioner may surrender before the court below and make prayer for regular bail.

(Sanjay Priya, J)

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