

Arising Out of PS.Case No. -12 Year- 2018 Thana -KHAGARIA District-KHAGARIA

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.... Petitioner/s

1. The State of Bihar
2. The Chief Manager, State Bank of India, Agriculture Development Branch, Khagaria.

.... Opposite Party/s

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate

For the Opposite Party/s : Mr. Arbind Kumar Pandey, APP

Heard learned counsel for the petitioner and

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 420/406 of the Indian Penal Code.

The petitioner is guarantor of the loan given by the Bank to co-accused Arun Kumar Sinha. Arun Kumar Sinha has already been allowed regular bail by this Court vide Annexure-3 on undertaking of Arun Kumar Sinha that he will refund the entire loan amount within one year.

Learned counsel for the Bank submits that till date Arun Kumar Sinha has not refunded a penny. Even if Arun



Kumar Sinha has sold away mortgaged properties to the third person, the bank has first charge over the mortgaged property.

Considering the aforesaid facts, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court-below where the case is pending in connection with Khagaria Police Station Case No.12 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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