

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46243 of 2018

Arising Out of PS. Case No.-406 Year-2015 Thana- PATNA COMPLAINT CASE District-
Patna

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Anjan Das @ Anjan Kumar Das, Son of Govind Chandra Das, Proprietor
Bishaka International resident of 30 Atul Prasad Sarani, Hakimpur, P.S.
Siliguri, District- Darjeeling, Pin- 734001, District- Darjeeling (West Bengal).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sanjay Kumar Gupta, Son of Late Nathun Prasad, Pro. Sanjya Textiles,
Resident of Chitragupt Path, New Jakkanpur, P.S.- Jakkanpur, District- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Mritunjay Narain, Adv
For the Opposite Party/s : Mr. Sri Nand Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 06-12-2018 Heard learned counsel for the petitioner
and learned Additional Public Prosecutor for the State.

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

The entire allegation of cheating is in the
background of old business relationship between the
parties.

Submission of learned counsel for the
petitioner is that the matter is of dispute of accounting.

Learned counsel for the complainant
opposed the prayer for anticipatory bail on the ground



that even after filing of the complaint petition, the petitioner was ready for settlement of account.

Considering the facts and circumstances, 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, **with direction that the petitioner and the complainant shall ensure settlement of their account within three months after production of the relevant documents,** on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Complaint Case No.406(C) of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further 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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