

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63365 of 2017

Arising Out of Case No. -2260 Year- 2015 Thana -PATNA COMPLAINT CASE District- PATNA
=====

1. Anand Shankar @ Anand Kumar, Son of Late Uma Shankar Singh,
Resident of Village- Korhar, P.S.- Bihta, Dist- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Sri Ashok Kumar
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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 11-01-2018

Heard both sides.

The petitioner apprehends his arrest in Complaint case No. 2260 (C)/2015 for the offences allegedly committed by the petitioner under Section 406, 420 of the Indian Penal Code.

The gist of the allegation is that the complainant had to purchase a pick-up van. The complainant came across with Anand Shankar @ Anand Kumar, the petitioner, who persuaded him to purchase Winner vehicle of Hindustan company from M/s Durga Automobile. The complainant, accordingly, purchased the vehicle after paying Rs. 5,40,000/- but only after 1 ½ months the vehicle developed mechanical snag. The complainant informed the accused persons but they did not rectify the mechanical snag.

The learned counsel for the petitioner submits that petitioner is simply an introducer, who asked the complainant to purchase vehicle from M/s Durga Automobiles. The petitioner did not receive any money but the learned counsel for the complainant submits that petitioner also connived with the owner of Durga Automobiles in cheating the petitioner.



It appears that petitioner simply persuaded the complainant to purchase the vehicle of Hindustan company from M/s Durga Automobiles.

Considering the facts aforesaid and the nature of allegation made against the petitioner, 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 Sri Raj Narayan Nigam, learned Judicial Magistrate-XV, Patna in connection with Complaint case No.2260 (C)/2015, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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