

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20013 of 2018

Arising Out of PS. Case No.-410 Year-2017 Thana- DHAKA District- East Champaran

Kanhaiya Kumar Sahani S/o Late Sarwan Sahni, R/o Village- Koral, P.S.-
Pakdideyal, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nachiketa Jha

For the Opposite Party/s : Mr. Sri Ashok Kumar Singh 1

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 05-04-2018 Heard learned counsel for the petitioner and the the
learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Dhaka P.S. Case No.410 of 2017, registered under Sections
379, 411, 414 and 420/34 of the Indian Penal Code.

Allegation in brief is that the petitioner asked the
informant in the ATM to first check his balance and then to
withdraw the money, in the meanwhile, exchanged his ATM and
apprehended by the informant and others on the spot but he
handed over informant's ATM card to his friend, who escaped
away.

Submission is that the so called ATM card was not
recovered from possession of the petitioner, there is no
allegation of any transaction or withdrawal of money, the



petitioner is in custody for approximately four months and he has no criminal antecedent.

Having considered the aforesaid facts and circumstances, petitioner Kanhaiya Kumar Sahani is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Sikrahana in connection with Dhaka P.S. Case No.410 of 2017.

(Arun Kumar, J)

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