

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10580 of 2018

Arising Out of PS. Case No.-337 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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1. Raj Kumar Bharti son of Late Moti Lali Sharma
2. Rambha Devi wife of Raj Kumar Bharti
Both resident of Station Road, Khusrupur, P.S. Khusrupur, District-
Patna

... .. Petitioner/s

Versus

State Of Bihar & Anr

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Moleshwar

For the Opposite Party/s : Mr. SRI KALYAN SHANKAR

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 22-02-2018 Heard the learned counsel for the petitioners and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail in
connection with Complaint Case No. 337 of 2017 registered for
the offence punishable under Sections 405 and 420 of the Indian
Penal Code.

The allegation of the complainant is that the petitioners
have misappropriated a sum of Rs. 85,000/- on the pretext of
allotment of land under the Indira Awas Scheme to the
informant.

The learned counsel for the petitioners submits that on
account of enmity with one Anup Kumar, the said Anup Kumar



has instigated the complainant to file the present case. It is further submitted that the petitioners are stated to be having a clean antecedent barring one case which has been filed by the servant of the complainant in mala fide manner and the petitioners are on bail in the said case.

Having regard to the facts and circumstances of the case, I deem it fit and proper to admit the petitioners herein to the privilege of anticipatory bail, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Barh, District-Patna in connection with Complaint Case No. 337 of 2017 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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