

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.146 of 2018

Arising Out of PS.Case No. -378 Year- 2017 Thana -BANKA District- BANKA

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Binit Kumar Singh, Son of Amrendra Prasad Singh, resident of Village-
Vindi, P.S.- Banka, District- Banka.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Md. Sufiyan

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 19-03-2018 Heard the learned counsel for the petitioner and the

learned counsel for the State.

The petitioner seeks anticipatory bail in connection
with Banka PS case no. 378 of 2017 registered for the offences
punishable under Section 379 of the Indian Penal Code.

The allegation is regarding some money being
withdrawn from the ATM of the informant and the informant
suspects that the petitioner herein, who was his driver, might have
withdrawn the same. The total amount withdrawn by way of eight
withdrawal transaction is said to be a sum of Rs.80,000/-.

The learned counsel for the petitioner submits that the
informant himself has admitted that his driver, i.e. the petitioner
herein used to live with him and the FIR has not been filed



immediately after receiving message about withdrawal of money from the account of the informant, hence the complicity of the petitioner in the present case is not there. It is stated that the petitioner is said to be having a clean antecedent.

Having regard to the facts and circumstances of the case, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Banka PS case no. 378 of 2017, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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