

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55769 of 2018

Arising Out of PS.Case No. -275 Year- 2016 Thana -WEST CHAMPARAN COMPLAINT District-
WESTCHAMPARAN(BETTIAH)

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Jawed Ekabal S/o Abdul Hanan, R/o Golchowk, P.S. Valmikinagar,
District- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Umashankar Prasad Gupta, S/o Ramjee Sah @ Ramjee Prasad Gupta,
resident of Village- Narainapur, P.O.- Narainapur, P.S.- (Patkhauri)
Bagaha, District- West Champaran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Adv
For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 06-10-2018 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 406 and 420 IPC registered in connection
with Complaint Case No. C 275/2016, corresponding to Tr. No.
2972 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and dispute between the parties is at best of civil
nature as evident from Money Suit No. 01/2016 filed by the
complainant side. The petitioner claims clean antecedents.

4. Having regard to the entirety of the facts and
circumstances, as such, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten



thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M., Bagaha, West Champaran in connection with Complaint Case No. C 275/2016, corresponding to Tr. No. 2972 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- (i) That one of the bailors shall be a close relative of the petitioner.
- (ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- (iii) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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