

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38422 of 2018

Arising Out of PS.Case No. -727 Year- 2017 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Anand Kumar Churibal Son of Anil Kumar @ Anil Kumar Churibal
Resident of Mohalla - Baksagali Main Road, Jehanabad Near Sati More
Jehanabad, P.S. - Jehanabad, District - Jehanabad.

.... Petitioner

Versus

1. The State of Bihar.
2. Anil Kumar Son of Nand Kishor Singh Resident of Mohalla - Pathak
Toli, Jehanabad, P.S. + District - Jehanabad.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Shivendra Prasad
For the Opposite Party/s : Mr. Nityanand Tiwary
For O.P.No.2 : Mr. Ansul with Mr. Anuj Kr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 14-08-2018 Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with
Complaint Case No. 727 of 2017 in which cognizance has been
taken under Sections 406, 420 of the Indian Penal Code and
Section 138 of N.I. Act.

Allegation against the petitioner is that he has taken
Rs.3.2 lakhs from the complainant and given four cheques and
they bounced.

Submission of learned counsel for the petitioner is that
the four cheques were given for security purpose and not for
presenting in the Bank and petitioner has returned some amount



which will appear from Annexure-2.

Heard learned APP and learned counsel for opposite party No.2, who has opposed the prayer for anticipatory bail stating that Annexure-2 is with respect to some other transaction and in this case.

Having heard both sides and in the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner. However, if petitioner surrenders and deposits the amount in instalment within reasonable period, the court below will consider the same and pass appropriate order.

With the above observation, this application is disposed of.

(Vinod Kumar Sinha, J)

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