

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8442 of 2019

Arising Out of PS. Case No.-22 C Year-2016 Thana- PATNA COMPLAINT CASE District-
Patna

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Arun Kumar @ Kheladi, Son of Late Hari Shankar Yadav, Resident of
Village – Doghra, P.S.-Bihta, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sidheshwar Prasad @ Babuanand, son of Rambali Yadav, resident of
village Doghra ke Tola, P.S. -Bihta, District-Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar
For the Opposite Party/s : Mr.Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 13-02-2019 Heard both sides.

The petitioner apprehends his arrest in Complaint
Case No.22(C) of 2016 for the offences allegedly committed by
the petitioner under Sections 323 and 406 of the Indian Penal
Code.

The complainant alleged that the petitioner borrowed
Rs.1,40,000/- for getting his nephew treated but the petitioner
did not return the money and when the complainant demanded
money, the petitioner is said to have assaulted the complainant.

Learned counsel for the petitioner submits that the
agreement showing receipt of Rs.1,40,000/- does not bear the
signature of the petitioner. The petitioner took only Rs.50,000/-



from the complainant and he went to return Rs.73,360/- with interest but the complainant did not accept the money and lodged the complaint case.

Having considered the facts aforesaid and the fact that the dispute arose between the complainant and the petitioner on account of paying borrowed money, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged 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 Judicial Magistrate, Danapur (Patna) in connection with Complaint Case No.22(C) of 2016, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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