

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11720 of 2019

Arising Out of PS. Case No.-2388 Year-2013 Thana- Bhagalpur Complaint Case District-
Bhagalpur

=====

SAVITRI DEVI Wife of Bishundeo Thakur Resident of Village - Khiddi, P.S.-
Rajaun, District – Banka Petitioner/s

Versus

1. THE STATE OF BIHAR
 2. Kanhaiya Prasad Gupta Son of Late Bhagwan Lal Resident of Village -
Panchgachia, P.S. - Gopalpur, District - Bhagalpur Opposite Party/s
- =====

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

6 23-07-2019 Heard learned Counsel for the petitioner, learned

Counsel for the Opposite Party No. 2 and learned Additional

Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Complaint Case No. 2388 of 2013, in which
cognizance has been taken for the offences punishable under
Sections 420/406/34 of the Indian Penal Code and Section 138
of the Negotiable Instruments Act, 1881.

The allegation against the petitioner is that the
petitioner issued two cheques of Rs. 3,98,000/- in favour of the
complainant- Opposite Party No. 2, which bounced.

Learned Counsel for the petitioner submits that
there was a business relationship between the petitioner and the
complainant and in course of business, cheques were issued



without any intention to cheat the complainant. He further submits that the petitioner is ready to give half of the cheques amount, i.e. Rs. 1,99,000/-.

After having heard learned Counsel for the parties and taking into consideration the fact that the petitioner is ready to give half of the cheques amount to the complainant- Opposite Party No. 2 and the offer made by the petitioner has been accepted by the complainant- Opposite Party No. 2, this application is allowed.

Let the petitioner, Savitri Devi, in the event of her arrest or surrender before the Court below within four weeks, be released 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, 1st Class, Bhagalpur, in connection with Complaint Case No. 2388 of 20136, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure and subject to further condition that the petitioner will pay Rs. 1,99,000/- by way of bank draft in favour of the complainant- Opposite Party No. 2 while furnishing bail bonds before the Court below.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

U	✓	T	✓
---	---	---	---

