

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16017 of 2019

Arising Out of PS. Case No.-95 Year-2018 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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MUKESH KUMAR, aged about 44 years, Male, Son of Vir Bahadur Kumar
Resident of Mohalla- Krishna Toli, Road No. 4, P.S.- Brahmpura, District -
Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Manish Kumar Son of Late Binod Kumar Resident of Mohalla- Jhitakiya
Ward No.2, P.O.- M.I.T., P.S.- Brahmpura, District - Muzaffarpur, Pin Code -
842003.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh
For the Opposite Party/s : Mr.Navin Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 22-05-2019 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in connection
with Complaint Case No. 95 of 2018 registered for the
offence punishable under sections 323, 406, 420, 468 of the
Indian Penal Code.

Learned counsel appearing for the petitioner
submits that the dispute relates to business transaction, and
as such, it is purely civil in nature for which criminal
prosecution is not warranted. The present complaint case
has been filed after four years of the alleged occurrence. As



a matter of fact, the complainant was working as Manager I the firm run by this petitioner and he was used to be paid money by clients for business purposes which the complainant was required to deposit in the account of the firm.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioner, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Muzaffarpur (E) in connection with Complaint Case No. 95 of 2018 subject to the conditions laid down under section 438(2) Cr.P.C.

(Arvind Srivastava, J)

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