IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76562 of 2018

Arising Out of PS. Case No.-66 Year-2017 Thana- MUFFASIL District- Aurangabad

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Praveen Kumar Raj @ Ravi Shanker Kumar Akela @ Praveen Raj, Son of Kameshwari Prasad, Resident of Village- Karpi, P.S.- Mahkar, District- Gaya.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Jagjit Roshan, Advocate.
For the Opposite Party/s : Mr. Ram Priya Saran Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

3 06-03-2019 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in **Mufassil P.S. Case No. 66 of 2017,** instituted for the offence under Section(s) 420 and 406 of the Indian Penal Code.

It is alleged in the written report that informant got message on his Mobile that he had been appointed as Franchisee by Telecom Company Pvt. Ltd. He was told to deposit Rs.4,825/- in the account. The person who had sent message disclosed his name as Praveen Raj, Regional Director, Sansar Telecom Co. Pvt. Ltd. (petitioner). The informant credited the amount in two different accounts standing in the name of petitioner and Ravi Sannker Kumar Akela. It is further alleged that informant was again told to deposit Rs.6,00,000/-

in the account of Manorma Kumari, if he intends to install a tower. Thereafter, a cheque of Rs.90,00,000/- will be sent to him. The informant deposited Rs.3,00,000/- in Bank of Baroda account. It is alleged that on 25.8.2015, a cheque of Rs. 90,00,000/- standing in the name of informant was sent with condition that cheque would be enchased after half work is done. The informant has started work, but in the meantime he was informed by a letter that said cheque was cancelled, since work could not be completed within time. It is also alleged that a sum of Rs.3,00,000/- deposited by the informant was also forfeited.

Counsel for the petitioner submits that petitioner himself has been cheated by the informant. They both are friends. Petitioner on believing the words of the informant, gave him Rs. 19,25,000/- on 15.01.2015 on the assurance that he will help him in getting dealership of Hero Honda Company, but the informant cheated the petitioner. The petitioner made demand to return his money, then informant gave him cheque of Rs.19,25,000/- on 12.12.2015 which bounced due to insufficient fund, for which, the petitioner has filed a case in the court of learned Chief Judicial Magistrate, Patna, vide Complaint case No.1099 (C) of 2016 under N.I

Act. The aforesaid dishonored cheque has been enclosed as part of Annexure-2.

Considering the aforesaid facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner above named, 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 Chief Judicial Magistrate, Aurangabad,** in connection with **Mufassil P.S. Case No. 66 of 2017,** subject to the condition that both the bailors will be the close relatives of the petitioner.

(Sanjay Priya, J)

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