

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26002 of 2019

Arising Out of PS. Case No.-90 Year-2016 Thana- DUMARIAGHAT District- East
Champaran

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SATYENDRA KUMAR SAH, Son of Dukhan Sah, Resident of Village-
Patkhauliya, P.S.- Chakiya, District- East Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma
For the Opposite Party/s : Mr. Vinod Shanker Modi

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 22-04-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Dumariyaghat P.S. Case No. 90 of 2016 for the offence under
Sections 379 and 420 of the Indian Penal Code.

The allegation is that the petitioner fraudulently
exchanged informant's ATM Card with a fake ATM Card and
withdrew huge cash before the informant could instruct the
Bank to block the said ATM Card.

Considering the serious nature of accusation and the
fact that the petitioner's custodial interrogation may be required,
I am not inclined to grant him privilege of anticipatory bail.
There is another aspect, which goes against the petitioner. The
petitioner is named in the First Information Report, which was



registered in 2016. I do not find any justification for delay of nearly three years on his part in approaching this Court for his release on bail.

This application is, accordingly, dismissed.

The petitioner is directed to surrender before the Court below within a period of four weeks from today and seek regular bail, if so advised. If he does so, his application for regular bail shall be considered by the learned Court below on its own merit without being prejudiced by rejection of present application for grant of anticipatory bail.

(Chakradhari Sharan Singh, J.)

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