

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31714 of 2019

Arising Out of PS. Case No.-30 Year-2019 Thana- PURNEA SADAR District- Purnia

Om Prakash Sah S/o Late Ram Prasad Sah Resident of Village - Taranagar,
P.S.- K. Hat, District- Purnea

... .. Petitioner/s

Versus

1. The State of Bihar
2. Abhishek Kumar Sunni Son of Arun Poddar Resident of Mohalla -
Sahebganj, P.O. - Champa Nagar, P.S.- University, District - Bhagalpur. At
present Branch Manager, Uttar Bihar Gramin Bank, Gulabbag, Branch
Purnea.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Dr. Bidhu Ranjan, Advocate
For the Opposite Party/s	:	Mr. Ram Sumiran Rai, APP
For the Bank	:	Mr. Prabhakar Jha, Advocate
		Mr. Amitesh Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-08-2019 This is an application for grant of anticipatory bail in

connection with Sadar P.S. Case No. 30 of 2019, disclosing

offences under Sections 406, 420, 467, 468, 471 of the Indian

Penal Code.

Allegation against the petitioner is that the petitioner
was appointed as collection agent of the Bank and he collected
the amount from customers and has not deposited the collected
amount in Bank account of the account holders and *prima facie*
the allegation of misappropriation of Rs. 18,43,270/- from the
different account holders.

Submission of the learned counsel for the petitioner is
that he has appointed as collection agent and and was collecting



daily deposit from the customer, he further submits that total amount of defalcation does not mentioned in the case diary.

Heard learned A.P.P. also who has opposed the prayer for anticipatory bail and submits that the misappropriated amount was calculated during course of the investigation and further submits that the money collected by the petitioner from the account holders was not deposited in the bank.

Having heard both sides, in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner may move before the learned court below for regular bail, which will be considered by the learned court below on its own, without being prejudiced by order of this Court.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

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