

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42987 of 2019

Arising Out of PS. Case No.-177 Year-2015 Thana- RUPASPUR District- Patna

Rupesh Kumar, S/O Sri Shiv Shankar Singh, resident of village- Abgil Chare,
P.S.- Korama, Dist.- Shekhpura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mr. Manish Kumar, son of Sri Sant Kumar Sharma, r/o Flat No.204,
Bharti Shyama Apartment, Gola Road, P.S.-Rupaspur, District- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Uday Pratap Singh, Advocate
For the State	:	Mr. Shailendra Kumar, APP
For Opposite Party No.2	:	Mr. Uma Shankar, Advocate Mr. Prem Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 16-11-2019

Heard learned counsel for the petitioner; learned APP
for the State and learned counsel for the opposite party no. 2.

2. The petitioner apprehends arrest in connection with
Rupaspur P.S. Case No.177 of 2015 dated 25.08.2015 instituted
under Section 420 of the Indian Penal Code and Section 138 of
the Negotiable Instruments Act.

3. The allegation against the petitioner and his brother
is of misrepresenting for supply of construction materials for the
house of the informant and taking Rs.10,83,000/- and when the
materials were not supplied, four cheques totalling
Rs.10,83,000/- issued by the petitioner and his brother were not



honoured by the bank leading to lodging of the First Information Report.

4. Having gone through the materials and pleadings on record and the allegations made in the First Information Report, the Court does not find it a fit case for grant of pre-arrest bail to the petitioner.

5. Accordingly, the application stands dismissed.

6. The protection against no coercive steps granted earlier by order dated 11.07.2019 stands withdrawn.

(Ahsanuddin Amanullah, J)

J. Alam/-

AFR/NAFR	
U	
T	

