

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56286 of 2019

Arising Out of PS. Case No.-51 Year-2008 Thana- SAHARSA District- Saharsa

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RADHA KANT LAL DAS @ R.K.L. DAS Son of Surya Narayan Lal Das
Resident of Mohalla- Naya Bazar, P.S. and District- Saharsa. At present-
President, Board of Director, the Central Bank Employees Saving and
SaakhSwablambiSahkarisamiti Ltd., Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Mishra

For the Opposite Party/s : Mr.Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 22-10-2019 This application, for grant of anticipatory bail,

arises out of Saharsa P.S. Case No. 51 /2008, disclosing offences

under Sections 406, 409, 420, 120B and 504 of the Indian Penal

Code.

It appears that petitioner has earlier moved this court
twice for grant of anticipatory bail, which were dismissed vide
order dated 06.04.2010 passed in Cr. Misc. No. 2519/2010 and
vide order dated 09.07.2010 passed in Cr. Misc. No. 23814/2010
and after nine years, the petitioner has again come for grant of
anticipatory bail.

Submission of learned counsel for the petitioner is
that the he has already return the amount in question and other
accused persons have already been granted the privilege of



anticipatory bail, which is evident from annexure -6 of the petition and further petitioner is now aged about 70 years.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner has to surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case and also after considering the submission that he has already returned the amount, if possible on same day, without being prejudiced by this order.

This application is, accordingly, disposed of.

(Vinod Kumar Sinha, J)

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