

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80070 of 2018

Arising Out of PS. Case No.-336 Year-2017 Thana- BARGAINIA District- Sitamarhi

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Santosh Kumar Bhartiya S/o Yugal Kishore Bhartiya R/o-Ward No.11,
Lohapatti, Chakmahila, P.S-Sitamarhi, Distt.-Sitamarhi, proprietor of Sumit
Sari Bhandar, Sitamarhi, P.S-Sitamarhi, Distt.-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh

For the Opposite Party/s : Mr.Sri Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 11-01-2019 Heard both sides.

Petitioner apprehends his arrest in Bairstania P.S. Case
No.336 of 2017 registered under Sections 323, 504, 406 and 420
of the Indian Penal Code.

The informant, a cloth shop owner, alleged that he
used to take *Sarees* from the shop of the petitioner. The
informant gave different cheques to the petitioner on assurance
to deposit the same after sometime so that the informant may
deposit sufficient amount in his account. It is alleged that the
petitioner took cash of Rs.1,50,000/- but did not return the
cheque issued earlier in favour of the petitioner.

Learned counsel for the petitioner submits that the
petitioner did not receive any cash from the informant and



informant wanted to misappropriate the money of the petitioner. There appears that some dispute arose during business transaction. The petitioner denied to have received any cash amount in lieu of cheque earlier issued by the informant.

Having considered the facts aforesaid, let petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of this order be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Sitamarhi in connection with Bairgania P.S. Case No.336 of 2017, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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