

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78478 of 2018

Arising Out of PS. Case No.-2170 Year-2017 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

=====

Rajpal Yadav @ Ram Jaypal Yadav Son of Sri Laxmi Chaudhary @ Laxmi
Yadav Resident of Village-Rajghat,P.S. Mirganj,Distt.-Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Singasan Ram Son of Late Lakshuman Ram Resident of Village-Dubey
Sarishwa,P.S. Mirganj,Distt.-Gopalganj

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Upendra Yadav
For the Opposite Party/s : Mr.Sri Ashok Kumar Singh 1

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-01-2019 This application, for grant of anticipatory bail, arises

out of C. Case No. 2170 of 2017, disclosing offences under

Section 406 of the Indian Penal Code.

Allegation against the petitioner and others is of

collecting Rs. 70,000/- from the complainant in lieu of sending

his son to abroad. However, neither son of the complainant was

sent to abroad nor the money was returned..

Submission of learned counsel for the petitioner is

that he has falsely been implicated in this case and there is no

allegation against him that he has taken money from the

complainant rather the complaint petition itself shows that he

has given money to co-accused Upendra Yadav and that too for



the purpose of illegal work and, therefore, no offence is made out under Section 406 of the Indian Penal Code against the petitioner.

Heard learned A.P.P. also.

Having heard both sides, considering the submission, as above, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate XVI, Gopalganj, in connection with C. Case No. 2170 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

sunilkumar/-

U		T	
---	--	---	--

