

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5110 of 2020

Arising Out of PS. Case No.-370 Year-2014 Thana- JAHANABAD District- Jehanabad

Pankaj Kumar Singh, Son of Sri Chandeshwar Singh Resident of Village -
Phuhan, P.S.- Barhara in the district of Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Dr. Ajeet Kumar

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 03-03-2020 Heard learned counsel appearing for the petitioner as
well as learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Jehanabad P. S. Case No.370 of 2014 registered for the offences
punishable under Sections 420, 406, 467, 468 of the I.P.C.

Petitioner was collection agent of Ujjiyan Financial
Service Private Limited and there is accusation against him that
he did not deposit Rs.2,97,340/-, which had been collected by
him on 03.09.2014.

However, submission on behalf of the petitioner is
that no doubt, petitioner collected the above stated amount on
03.09.2014, but while he was returning to his Branch to deposit
the collected amount, he developed heart pain and went to his



home and thereafter, he got admitted himself in a hospital, but in the meantime, the informant lodged the case against the petitioner. Although, the brother of the petitioner deposited Rs. Two lacs on 05.09.2014 with the concerned company and the Manager of the company issued receipt in lieu thereof, photo copy of which is annexed as Annexure-2 to the petition.

In view of the aforesaid facts and circumstances of the case as well as submissions of the parties, it is ordered that petitioner, namely, Pankaj Kumar Singh, in the event of his arrest/ surrender within six weeks from the date of receipt of this order to the Court concerned, shall be released on bail provisionally for one month from the date of surrender of his execution of bond on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Jehanabad in connection with Jehanabad P. S. Case No.370 of 2014, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

Furthermore, the concerned Court shall verify within the above stated period of one month as to whether the amount of Rs. Two lacs has been deposited with the concerned company or not and if it is found that the amount of Rs. Two lacs has already been deposited with the concerned company, the



concerned Court shall confirm the provisional bail granted to the petitioner, but if is found that no amount with the concerned company has been deposited as yet, then in that event, the concerned Court shall not confirm the provisional bail of the petitioner.

In the aforesaid manner, this petition stands disposed of.

(Hemant Kumar Srivastava, J)

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