

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16560 of 2021

Arising Out of PS. Case No.-226 Year-2019 Thana- PARIHAR District- Sitamarhi

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RITESH JHA S/O VIRBHADRA JHA R/o village- Ward No. 3 Mahadevpatti,
P.S.- Parihar, District- Sitamarhi

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Md. Vajir Mansuri S/o Late Md. Sleem Munsuri R/o village- Bherhiya, P.S.-
Bela, District- Sitamarhi

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Vijay Kumar Mishra, Adv Mr.Krishna Murari, Adv
For the Opposite Party/s :		Mr.Arjun Prasad, Adv Mr.Tapeshwar Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 01-12-2021 Heard Sri Vijay Kumar Mishra assisted by Sri Krishna Murari, learned counsel appearing on behalf of the petitioner, Sri Arjun Prasad, learned counsel appearing on behalf of the informant and Sri Tapeswar Sharma, learned APP appearing on behalf of the State.

Petitioner who is in custody since 24.09.2020 seeks bail in connection with Parihar P.S. Case No. 226 of 2019 for offences punishable under Section 311, 406, 420, 467, 468, 471, 323, 504 and 506/34 of the Indian Penal Code.

As per complaint, petitioner and another co-accused persons induced the informant and some witnesses, named in the complaint petition and took money from them on a false



assurance that they would provide employment to them in foreign countries. It has further been alleged that for the said purpose, they fabricated certain documents in name of Visa etc. and fraudulently got transferred Rs. 7,20,000/- in total so far as present informant is concerned. It has been alleged in the FIR that the informant has transferred Rs. 30,000/- by mobile banking mode to the petitioner.

Learned counsel appearing on behalf of the petitioner submits that he has returned the money which was received by him through mobile transaction to the informant.

Learned counsel appearing on behalf of the informant accepts and states that there is no grievance so far as the present informant is concerned.

Learned A.P.P., however, opposes the prayer for bail.

Considering the aforementioned facts and specific submission made by the learned counsel appearing on behalf of the informant that matter has already been compromised between the parties, let the petitioner above named, be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Sri Rakesh Kumar J.M. Ist Class, Sitamarhi in connection with Parihar P.S. Case No. 226 of



2019 subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(iii) If the petitioner tempers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Purnendu Singh, J)

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