

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17676 of 2021

Arising Out of PS. Case No.-464 Year-2019 Thana- CHHATAUNI District- East Champaran

JITENDRA PRASAD SAH S/O MAHENDRA PRASAD SAH R/O
VILLAGE-SURAJPUR, P.S - PIPRAKOTHI, DISTRICT - EAST
CHAMPARAN.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 24-11-2021

Heard learned counsel for the parties.

Let the defect(s), if any, be removed within four weeks
after complete start of the physical Court.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 419, 420,
406/34 and 120(B) of the Indian Penal Code.

One Sonu Kumar opened a saving bank account and
thereafter obtained KCC loan from the bank. Allegation is that the
petitioner had identified Sonu Kumar. Later on, Sonu Kumar
declined to have opened any bank account. As such allegation was
that fake account was opened on the identification of the petitioner.

Submission is that petitioner is innocent and he had
identified the real person.

Under protest, the petitioner is ready to deposit rupees one
lakh which was advanced as loan to Sonu Kumar under KCC, subject



to result of the trial.

On deposit of the aforesaid one lakh with the bank concerned, let the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of eight weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Chhatauni Police Station Case No. 464 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of territorial jurisdiction of the learned court below.

(c) The petitioner shall not leave the country without permission of the learned trial court.

(Birendra Kumar, J)

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