

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 8920 of 2020

Arising Out of PS. Case No.-5 Year-2017 Thana- DARBHANGA District- Darbhanga

Vinay Kumar, aged about 25 years, Male Son of Nagina Shah, Resident of Village-Mokhilashpur, PS-Banjariya, District-East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Economic Offence Wing through the Superintendent of Police, Patna.
3. Saurabh Raj, Son of Kamlesh Singh, Resident of Jai Mahavir Colony, Sandalpur, Patna-800006.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	: Mr. Ramakant Sharma, Senior Advocate with Mr. Rajesh Kumar, Advocate
For the State	: Mr. Jharkhandi Upadhyay, APP
For the EOU	: Mr. Vishwanath Prasad Sinha, Senior Advocate with Ms. Soni Shrivastava, Advocate

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 29-09-2021

Heard Mr. Ramakant Sharma, learned senior counsel along with Mr. Rajesh Kumar, learned counsel for the petitioner; Mr. Vishwanath Prasad Sinha, learned senior counsel along with Ms. Soni Shrivastava, learned counsel for the Economic Offences Unit, Bihar (EOU) and Mr. Jharkhandi Upadhyay, learned Additional Public Prosecutor (hereinafter referred to as the 'APP') for the State.

2. The petitioner apprehends arrest in connection with Darbhanga Town PS Case No. 05 of 2017 dated 23.01.2017, instituted under Sections 406, 409, 467, 468, 469, 471 and 120B of the Indian Penal Code, 1860.



3. This is the second attempt for anticipatory bail by the petitioner as earlier such prayer was rejected by judgment dated 11.07.2017 passed in Cr. Misc. No. 23483 of 2017.

4. After some arguments, as prayed for by learned senior counsel, the petition stands disposed of as withdrawn.

5. However, in view of submission of learned senior counsel for the petitioner, it is observed that if the petitioner appears before the Court below and prays for bail, the same shall be considered on its own merits, in accordance with law, without being prejudiced by the present order.

(Ahsanuddin Amanullah, J.)

P. Kumar

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