

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41111 of 2021

Arising Out of PS. Case No.-624 Year-2020 Thana- AHYAPUR District- Muzaffarpur

1. PRAMOD GUPTA @ PRAMOD KUMAR S/o Late Parmeshwar Gupta @ Parmeshwar Prasad Resident of Brahmin Toli, Ward No. 2, Near Makkhan Sah Chowk, P.S.- Muzaffarpur Town, District- Muzaffarpur
2. KAUSHIK GUPTA @ KAUSHIK KUMAR S/o Shri Pramod Gupta @ Pramod Kumar Resident of Brahmin Toli, Ward No. 2, Near Makkhan Sah Chowk, P.S.- Muzaffarpur Town, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Neeraj Kumar Gupta, Advocate
For the Opposite Party/s : Mr. Dashrath Mehta, A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 14-12-2021 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 petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 406 and 420 of the Indian Penal Code.

The informant was business partner of the petitioners. Allegation is of misappropriation of partnership fund and cheating.

Submission is that civil remedy is there with the informant on proof of the allegations. Petitioners, who are father and son, have got no criminal antecedent.



Considering the submission aforesaid, let the petitioners, above named, in the event of their arrest or surrender before the learned Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bonds of Rs.20,000/- (rupees twenty thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Ahiyapur Police Station Case No. 624 of 2020, 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 petitioners 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 petitioners.

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

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

(Birendra Kumar, J)

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