

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10878 of 2022

Arising Out of PS. Case No.-39 Year-2020 Thana- SURYAGARHA District- Lakhisarai

Sanjay Kumar Ghosh Son Of Late Nonee Gopal Ghosh Resident Of Village -
Babutola Banka Collectariat, P.S.- Banka, Distt.- Banka.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar Jha

For the Opposite Party/s : Mr.Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 27-09-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 406, 420 of the Indian Penal Code.

The prosecution case as per FIR is that the

informant is a Ward Member of Ward No. 8 in Suryapura

Panchayat and member of Managing Committee of Ward

No. 8. It is alleged that for purchasing of some material

work in Nal-Jal Yojna, the informant had given a cheque

of Rs. 8,60,000/- to the petitioner and another cheque

of Rs. 8,60,000/- was also given to the petitioner by one



Raj Kumar Pandit who is Member of Ward 9 of the same Panchayat. However, the petitioner has not supplied the material work and on demand, he issued cheque in favour of the informant but when the informant went to the Bank to encash the amount, he was informed that the petitioner has instructed the bank not to pay any amount through cheque.

It is submitted by learned counsel for the petitioner that the dispute between the parties has been amicably settled and the informant has no any grievance against the petitioner and a compromise petition has also been filed by the parties before learned Court below. The compromise petition is annexed as Annexure-2 of the petition. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on



furnishing bail bonds of Rs. 10,000/-(Ten Thousands)
with two sureties of the like amount each to the
satisfaction of learned Chief Judicial Magistrate,
Lakhisarai in connection with Suryagarha P.S. Case No.
39 of 2020, subject to the conditions as laid down under
Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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