

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17070 of 2022

Arising Out of PS. Case No.-210 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Rohit Kumar Singh @ Rohit Son of Late Uttam Kumar Singh presently
Executive Secretary of Dr. Zakir Hussain Institute, Bailey Road, P.S. -
Kotwali, District Patna Resident of - A- 13, Jagat Amrawati Apartment Bailey
Road, Mahesh nagar, P.S.- Kotwali, District - Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Engineering Housing Construction Cooperative Society through its
Secretary Sri Ravindra Thakur aged about 70 Years, Resident of A-3, Vijay
Nagar, Ras Bihari Path, Rukanpura, Patna- 800014.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subodh Kumar Barnwal
For the Opposite Party/s : Mr.Yogendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 14-11-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 468, 120(B) and other
allied sections of Indian Penal Code.

Prosecution story in brief is that this petitioner along
with other accused persons approached the complainant in his
office and said that they are in urgent need of Rs. 2 crore and if
they do not managed the aforesaid amount then Bank will
auction their house. The accused persons further stated to the
complainant that they are having the land measuring an area of
3 Bigha, 2 Kattha, 10 Dhur and 12 Dhurki. They further stated



other details of land. The accused persons has also brought the paper of the land with them. The accused persons stated that they wanted to sell the land but nobody was ready so seeing the necessity the sale of land was finalised at Rs. 6,01,000/- per Kattha and accordingly Rs. 1,21,15,000/- was credited to one co-accused. It is further alleged that on pretext of land revenue receipt the accused persons lingered the matter, however on enquiry the complainant came to know that the accused persons had sold and registered the land to other persons on 03.09.2016.

Learned counsel appearing for the petitioner submits that the alleged amount which is said to have been taken by the petitioner as a friendly loan has already been returned (Rs. 1,21,15,000/-) through different cheques in support of which bank account statement has been annexed from 21st September, 2016 to 16th March, 2019. Petitioner has got clean antecedent.

Learned counsel for the complainant opposes the bail application however, he does not controvert the facts submitted by counsel for the petitioner.

Considering the aforesaid facts and circumstances, let the above named petitioner in the event of his arrest/surrender before the court below within a period of thirty days from the



date of receipt/production of copy of this order, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate I, Danapur, Patna in Complaint Case No. 210 (c) of 2017, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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