

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44992 of 2022

Arising Out of PS. Case No.-1298 Year-2021 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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Rajesh Kumar Son of Ramchandra Das Resident of village- Bariyarpur Purvi
Tola, Ward no. 13, P.S- Khodawandpur, Dist- Begusarai Petitioner/s
Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai
For the State : Mr. Shaheen Begum, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Complaint Case No. 1298(C) of 2021 instituted for the
offence under Sections 341, 323, 420, 467 & 406 of the Indian
Penal Code.

As per allegation in the FIR, complainant advanced
Rs. 50,000/- to accused Mukhtar Warsi and Rs. 4 lac to accused
Md. Tabrez but neither they gave him truck nor returned his
money back. On several demand requests, accused persons
including the petitioner started to abuse and assault the
complainant.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no



offence. He has got no criminal antecedent. Agreement paper does not bear the signature of petitioner as witness. General and omnibus allegations have been levelled against the petitioner. Specific allegation of receiving money is against co-accused Md. Tabrez and Mukhtar Warsi and not against the petitioner.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Complaint Case No. 1298(C) of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate- 1st Class, Begusarai subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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