

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5451 of 2021

Arising Out of PS. Case No.-318 Year-2014 Thana- AGAMKUAN District- Patna

RANVIJAY KUMAR SINGH S/o Late Baidyanath Prasad Singh Resident of
Muradpur, P.S.- Pirbahore, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Ajay Kumar Thakur
For the Opposite Party/s :	Mr. M. K. Nirala
For the O.P. No.2	Mr. Suraj Samdarshi

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

12 17-11-2022 Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned A.P.P. for the
State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 420, 406,
409, 468 and 471 of the Indian Penal Code.

The allegation against the petitioner is that he
obtained Rs. 82.5 lac from the informant and that amount was
secured by the informant through loan of Rs. 70 lac from a
bank. It is further alleged that the amount of Rs. 82.5 lac was
given to the petitioner as he was Managing director of M/s
Samarat Automobiles for purchasing trucks but petitioner did
not provide the truck to the informant despite receiving the



amount and cheques given by the petitioner to the informant became dishonoured.

It is submitted by learned counsel for the petitioner that no such occurrence as alleged ever took place. He has been falsely implicated in this case merely on family dispute. As a matter of fact, informant is own younger brother of the petitioner. Both parties are co-parceners and are residing in the same house. In the joint family, there were several businesses including the present business and in Samrat Automobiles all family members are the share holders including the wife of present informant. Although petitioner has nine criminal antecedents as mentioned in para-3 of this application but all are of similar nature and in all the cases petitioner is on bail.

Learned counsel for the opposite party no.2 and learned APP for the State vehemently opposed the prayer for bail. It is submitted that petitioner and the informant are not residing the same house and the bank has initiated proceeding for realization of the amount against the informant.

Having regard to the facts and circumstances of the case as also the fact that it is a dispute arises out of business transaction between the parties, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned



Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Patna in connection Agamkuan PS Case No. 318 of 2014, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

BKS/-

U		T	
---	--	---	--

