

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.530 of 2022

Arising Out of PS. Case No.-5 Year-2020 Thana- ECONOMIC OFFENCES, BIHAR
District- Patna

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ANIL KUMWAR @ ANIL KUMAR Son of Late Damodar Kumar @
Damodar Kunwar Resident of Village- Musapur, P.S.- Muffasil, District-
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar through the Economic Offences Unit of the Vigilance
Department. Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhay Shankar Singh, Advocate
For the EOU : Mr.Vishwanath Pd. Sinha, Sr. Advocate
Mr. Vijay Anand, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 06-09-2022 Heard learned counsel for the parties.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 406, 409, 420, 467,
468, 471, 120B of the Indian Penal Code and u/s 13 (2)/ 13(1)
(a) of Prevention of Corruption Act.

The F.I.R. has been instituted on the basis of written
report of on Shri Ravindra Nath Trivedi, Regional Officer at
Regional Office of Dakshin Bihar Gramin Bank, Begusarai. The
specific allegation against this petitioner is that he in connivance
with other accused persons sanctioned term loan of Rs. 340/-
lacs and CC loan of Rs 75/- lacs to one Sanjiv Kumar Agrawal
on the basis of forged documents as well as on the basis of
documents of disputed land.



Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. It is submitted that loan in question was sanctioned on 28.9.2015 prior to the joining of the petitioner in the Regional office as Chief Manager on 19.11.2015. After sanctioning of loan two audit inspections were conducted and in those audits no irregularities were found by the authorities in sanctioning of loan. It is only when the loan became N.P.A. the so-called enquiry was conducted and FIR was instituted.

Learned counsel appearing for the E.O.U. opposes the prayer for anticipatory bail and submits that the entire loan money was disbursed during the tenure of this petitioner, as such, he cannot escape liability. Irregularities were found in disbursement of loan also.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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