

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.239 of 2020

Arising Out of PS. Case No.-2349 Year-2018 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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ABDUL KALAM @ ABDUL KALAM ANSARI Son of Abdul Aziz @ Late Abdul Aziz Ansari Resident of Village- Nakchhed Tola Motihari, Near Urdu School Canal, Faisal Enterprises, P.S.- Motihari Town, District- East Champaran.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Binod Sah Son of Nagina Sah Resident of Village-Sunghiya Sagar, P.S.- Banjariya, District-East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar
For the Opposite Party/s : Ms.Renu Kumari

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

13 20-09-2022 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with Complaint Case No. 2349 of 2018, registered for offence punishable under section 406 of the Indian Penal Code and Section 138 of the N.I. Act.

As per allegation, the petitioner borrowed Rs. 2,08,000/- from the complainant and he had given assurance to return that money within two months. He issued a cheque of Rs. 1,00,000/- in favour of the complainant, but that cheque was dishonoured by the bank due to insufficient fund.



The learned counsel for the petitioner has submitted that the petitioner is ready to return Rs.2,08,000/- to the complainant within four equal monthly installments.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail **provisionally** on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Complaint Case No. 2349 of 2018, subject to condition as laid down under section 438(2) Cr. P.C. **The learned court below shall confirm the bail bond only after payment of entire installments within the stipulated period.**

Accordingly, this criminal miscellaneous petition is disposed of.

(Nawneet Kumar Pandey, J)

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