

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4185 of 2022

Arising Out of PS. Case No.-299 Year-2018 Thana- DALSINGHSARAI District- Samastipur

Surya Narayan Mohanty S/O Swadhin Kumar Mohanty Resident Of
Palashahi, P.S.- Dhusuri, District- Bhadrak, Odissa, And Managing Director
Of Capricious Food Products Pvt. Ltd.

... .. Petitioner/s

Versus

The state of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar

For the Opposite Party/s : Mr.Anil Kumar

Mr. Lakshmndra Kr. Yadav

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 09-01-2023

Heard learned counsel for the parties.

Learned counsel for the petitioner undertakes to
remove the defects, if any, within three weeks.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 406, 409,
419, 420 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that all the allegations are concerned with the
co-accused Kameshwar Chaudhary who has been granted
anticipatory bail by the learned court below itself. He submits
that the petitioner is the managing Director of Capricious Food
Products at Khandagir, Bhubneshwar, Odisha. He submits that
the petitioner's name does not appear in the FIR but I.O. of the



case filed a requisition against him. He submits that there is business transaction between the parties and petitioner has deposited the said amount on the advice of co-accused Kameshwar Choudhary. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State and learned counsel for the opposite party no. 2 oppose the prayer for bail and submit that petitioner being director of the said company is also responsible for the said offence.

Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Dalsinghsarai P.S. Case No. 299 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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