

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14767 of 2023

Arising Out of PS. Case No.-596 Year-2022 Thana- PURNEA SADAR District- Purnia

RAJA SAH @ SAURABHA KUMAR SON OF ATUL SAH @ MITHILESH
KUMA SAH R/O VILLAGE- BHAWANIPUR, P.S.- BHAWANIPUR,
DISTRICT- PURNIA PERMANENT R/O VILLAGE- TELIYARI PO- JABE,
P.S.- BHAWANIPUR, DISTRICT- PURNIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhakar Kumar, Advocate

For the Opposite Party/s : Mr.Ramchandra Sahni, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 24-05-2023 Heard the learned counsel for the petitioner and
the learned A.P.P. for the State.

This is an application for grant of anticipatory
bail in connection with Purnia (Sadar) PS case no. 596 of
2022, registered for the offences punishable under Sections
409, 420 of the Indian Penal Code.

The allegation is regarding the accused persons
including the petitioner having purchased maize from the
informant and others, however, subsequently they refused to
pay the price for the same.

The learned counsel for the petitioner submits
that petitioner is innocent, has been falsely implicated in the
present case and is having a clean antecedent. The learned



counsel for the petitioner has further submitted that there is no evidence on record to show that any maize was sold by the informant and others, hence, no offence as alleged is made out.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also considering the fact that there is no whisper in the FIR either about any agreement having been entered into in between the parties with regard to sale/ purchase of maize in question or any bill having been raised, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail.

Accordingly, the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Purnia in connection with Purnia



(Sadar) PS case no. 596 of 2022, subject to the conditions as
laid down under Section 438(2) of Code of Criminal
Procedure.

(Mohit Kumar Shah, J)

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