

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17726 of 2022

Arising Out of PS. Case No.-36 Year-2021 Thana- MAIN P.S. District- Gaya

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RAM VINAY PRASAD Son of Umeshwar Prasad @ Laungi Yadav Resident
of Village - Banshi Bigha, Police Station- Main (Paibigha O.P.), District -
Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar No.2
For the Opposite Party/s : Mr.Mukeshwar Dayal, APP

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

ORAL ORDER

7 08-02-2023 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the Stamp Reporter within
one month.

Heard the learned counsel for the petitioner and
learned counsel for the informant.

The petitioner apprehends his arrest for the
offences alleged under Sections 420, 406 and 34 of the Indian
Penal Code, registered in connection with Main (Paibigha O.P.)
P.S.Case No. 36 of 2021.

As per allegation, the petitioner and his father
requested the informant to advance loan, whereupon he
deposited Rs. 12,03,000/- in his Account No.4445248830,
maintained with Kotak Mahendra Bank, Branch Gaya. The
transactions were made between 29.01.2021 to 25.02.2021.
Despite persistent requests by the informant, the petitioner did
not return his money.

The learned counsel for the petitioner has submitted
that the allegation made by the informant does not tally with the
transactions mentioned in the documents annexed with the FIR,
which are details of the account. Though he has admitted that



the transactions were made.

On the other hand, the learned counsel for the informant has opposed the prayer for anticipatory bail and submitted that the petitioner assured him to return the loan amount, but despite persistent requests, he did not refund the amount.

In view of aforesaid facts and circumstance, the prayer for anticipatory bail on behalf of the petitioner is rejected.

The petitioner is directed to surrender in the court below and make a prayer for regular bail.

Office shall ensure that all defects are removed by the petitioner within the stipulated time as provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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