

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17522 of 2023**

Arising Out of PS. Case No.-193 Year-2022 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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UMESH THAKUR S/O RAMLAKHAN THAKUR @ LAKHAN THAKUR
Resident of Village- Choraut Utri WardNo.- 5, P.S.- Choraut, District-
Sitamarhi.

... .. Petitioner/s

Versus

1. The State of Bihar
2. BULANTI DEVI W/O RAM LAKHAN THAKUR @ LAKHAN THAKUR
Resident of Village- Choraut North Ward No.- 5, P.S.- Choraut, District-
Sitamarhi.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Alok Kumar Jha
For the State	:	Mr.Pawan Kumar Chaurasia
For the O. P. No. 2	:	Mr. Mazharul Hasan

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 30-05-2023 Heard learned Counsel for the petitioner, learned

Counsel for the Opposite Party No. 2 and learned Additional

Public Prosecutor representing the State.

This application, for grant of anticipatory bail, arises
out of Complaint Case No. 193 of 2022, in which cognizance
has been taken for the offence punishable under Section 420 of
the Indian Penal Code.

The allegation against the petitioner, as per the
complaint filed by Opposite Party No. 2, is that the petitioner
allured her mother-Opposite Party No. 2 and withdrew a sum of
Rs. 21,93,732/- from the bank account of the complainant,



which was deposited by the complainant upon receipt of the compensation amount towards the acquisition of her land by the National Highways.

Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and the amount in question was withdrawn from her bank upon the withdrawal form signed by the complainant, who is the mother of the petitioner. He further submits that the petitioner has not committed any fraud and the signature of the complaint, i.e. mother of the petitioner, has not been disputed.

Regards being had to the submissions advanced on behalf of petitioner and taking into consideration the fact that the petitioner is the son of the complainant and the withdrawal form has been signed by the complainant, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Pupri, Sitamarhi, in



connection with Complaint Case No. 193 of 2022.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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