

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18878 of 2022

Arising Out of PS. Case No.-59 Year-2022 Thana- KHAJANCHI HAT District- Purnia

KUMAR HARSH DEEP S/o Shri Deepak Kumar Residing at Mohalla- Opp.
Post Office, Anishabad, P.S.- Gardanibagh, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh

For the Opposite Party/s : Mr. Lalan Kumar

Mr.Aalekh Ananda

Mr. Sanchay Srivastava

Mr. Ravi Prakash

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

ORAL ORDER

5 17-01-2023 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

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

K.Hat (Maranga) P.S. Case No. 59 of 2022, registered for the

offences punishable under Sections 420, 406, 409/120B of the

Indian Penal Code.

The informant Rajesh Kumar Jaiswal is Area Manager

of Ergos Business Solutions Private Limited. As per allegation,

there was shortage of 160 metric tons of foodgrains from the



godown of the company, to which the petitioner was custodian.

The learned counsel for the petitioner has submitted that the petitioner was custodian, only for a year. The case was lodged after five months and he resigned from the company on 28.09.2021.

On the other hand, the learned counsel for the informant has submitted that the *godown* was under custody of the petitioner and in his show cause reply, he has admitted that he will sort out matter and he disclosed the reason for shortage that due to some misunderstanding between the petitioner and one Md. Jakir, the shortage occurred.

In my view, it is not a fit case for anticipatory bail. Accordingly it is rejected.

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

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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