

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19128 of 2023

Arising Out of PS. Case No.-24 Year-2022 Thana- MADHEPUR District- Madhubani

DEVENDRA PAL SINGH son of Rishi Pal Singh house no-48 Royal Homes
Talangari Ramghat Road Aligarh Po- Aligarh Ps- Talangari Aligarh Dist-
Aligarh U.P

... .. Petitioner/s

Versus

The State of Bihar .

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Y.C. Verma, Sr. Advocate

Mr. Anwar Karim, Advocate

For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 24-06-2023 Heard learned senior counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 406 &
420/34 of the IPC and Section 138 of the N.I. Act.

The prosecution case, in brief, is that informant is a
foodgrain dealer and he negotiated with this petitioner and
supplied the foodgrains worth Rs.4,52,97,286/- and the
petitioner made payment of Rs.3,10,00,000/- and for the rest
amount he issued two cheques which got dishonored due to
insufficient balance.

It is submitted by learned counsel for the
petitioner that no such occurrence as alleged ever took place.
He has been falsely implicated in this case with a mala fide



intention to damage the good market reputation. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. It is further submitted that the petitioner is still willing and ready to sit together with the informant and settle the dispute through Arbitration but the informant is not interested for it. It is further submitted that moreover it is a dispute of civil nature and as such the petitioner deserves for anticipatory bail. Petitioner has one criminal antecedent as mentioned in para-3 of this application.

Having regard to the facts and circumstances of the case as well as the fact that the dispute is civil in nature, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 Madhepur P.S. Case No.24 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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