

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24273 of 2023**

Arising Out of PS. Case No.-249 Year-2015 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

VIKASH KUMAR @ VIKASH KUMAR DHAN Son of Sri Krishna Kumar
Sharma @ Raja Sharma Resident of Mohalla - Brathuwa, P.S.- Aurai, District
- Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyamlendra Kumar, Adv.

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 07-07-2023 Heard Mr. Shyamlendra Kumar, learned counsel for
the petitioner and Mr. Syed Ehteshamudding, learned Additional
Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Sadar PS Case No. 249/2015 registered on 14.05.2015 for the
offence punishable under Sections 406 of the IPC.

3. As per prosecution case, the petitioner, who was a
salesman of Balaji Enterprises committed forgery and collected
a huge amount from different shopkeepers to the tune of Rs.
3,62,000/- and misappropriated the same by making fake bills
showing the amount due against the shopkeepers.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case due to the fact
that he was not paid his salary by the Balaji Enterprise and



upon demand the FIR has been lodged. He further submits that the informant pressurized the petitioner to accept his guilt and return the misappropriated amount which would be evident from the FIR itself and in pursuance thereof, the petitioner has already deposited/refunded a sum of Rs. 1,45,000/- and the same fact has been stated in para-9 of this petition.

5. Regards being had to the submission made by the parties, taking into consideration the nature of allegation and the fact that the petitioner has committed the breach of trust and the FIR is of the year 2015, I am not inclined to grant anticipatory bail to the petitioner. The same is, hereby dismissed.

(Anil Kumar Sinha, J)

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