

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30234 of 2023

Arising Out of PS. Case No.-888 Year-2020 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

MD. AJAJ AHMAD S/O MD. ABBAS R/O Mohalla- Barahpura, P.S-
Ishakchak, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Md. Iliyas S/O Late Abdul Razzaque R/O Mohalla- Mojahidpur (Paschim Tola), P.S- Mojahidpur, Distt.- Bhagalpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Md. Najmul Hodda
For the Opposite Party/s :	Mr. Nawal Kishore Prasad
:	Mr. Braj Nandan Kumar Tiwary
:	Mr. Bachan Jee Ojha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-09-2023 Heard learned counsel for the petitioner and learned

APP for the State assisted by learned counsel for the

complainant.

2. The petitioner is apprehending his arrest in a case
registered for the offences punishable under Section 420 of the
Indian Penal Code pending in the learned court below.

3. As per the prosecution case, petitioner has taken
sum of Rs.5,00,000/- from the informant on that assurance that
he will return the amount within six months but returned the
same.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this



case. He further submits that the complainant has not brought any evidence on record on this case to support the allegation with regard to give Rs.5,00,000/- to the petitioner and he has taken his thumb on blank paper. He submits that there is civil dispute between the parties. He further submits that petitioner has got criminal antecedent as stated in para-3 of the bail application.

5. Learned APP for the State along with learned counsel for the complainant opposes for prayer for bail.

6. Considering the aforesaid facts and circumstances and the fact that there is civil dispute between the parties, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Complaint Case No.888/2020, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

ajay/-

U		T	
---	--	---	--

