

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42986 of 2023

Arising Out of PS. Case No.-334 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Arvind Kumar @ Arvind Rai S/O Late Lal Bihari Ray @ Laldev @ Laldev
Bihari Rai R/O Village- Saraiya Main Road Ps. And P.O-Phulwari
Sharif(Janipur) Dist. Patna- 801505 And Being Sole Proprietor Of M/S Rohit
Tractors Having Its Office At Mustafapur, Ps. Khagaul, Danapur Cantt. Patna-
801503

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Chhote Lal S/O Munshi Ray R/O Village- Mahavir Tola, Maner Tola, Ps.
And P.O- Maner, Dist. Patna- 801108

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saket Anand

For the Opposite Party/s : Mr. Shailendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 07-12-2023 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the complainant.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 406, 420
of the Indian Penal Code.

3. All the accused persons named in the complaint
petition along with this petitioner is said to have got deposited
Rs. 1,60,000/- and handed over a tractor to the complainant but
in this regard no documents were given to him and he was



forced to deposit the EMI.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. Petitioner has two criminal antecedents as mentioned in Para 3 of the bail application. Learned counsel for the petitioner submits that the complainant has given him a cheque of Rs. 1,95,000/- in favour of the petitioner firm is dishonored and a complaint is filed against the complainant in the court below and court below took cognizance against the complainant.

5. Learned counsel for the complainant submits that he has already paid the said amount in the petitioner's firm only and therefore no payment was made to the petitioner's firm.

6. Learned APP for the State and learned counsel for the complainant opposed prayer for anticipatory bail.

7. Having regard to the facts and circumstances of the case, 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 lower Court where the case is pending / successor Court in



connection with Complaint Case No.334 (C) of 2017, subject to
the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

Ranjeet/-

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