

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44812 of 2023

Arising Out of PS. Case No.-297 Year-2021 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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DILLU KUMAR SON OF MAHENDRA SINGH RESIDENT OF
VILLAGE- LOHARA, PS- DINARA, DISTT- ROHTAS

... .. Petitioner/s

Versus

1. The State of Bihar
2. DHARMENDRA KUMAR SINGH SON OF LATE INDRADEO SINGH
RESIDENT OF VILLAGE- GHORWANCH, PO- PUHPI, PS- DINARA,
DISTT- ROHTAS

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Ajay Nandan Sahay, Adv.
For the Opposite Party/s :	Mr.Ashok Kumar Singh, APP
	Mr.Nagendra Upadhyay, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 12-09-2023 Heard learned counsel for the petitioner, learned counsel
for the complainant and learned APP for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 420, 406, 120B, 323, 504/34 IPC
but cognizance has been taken only for the offence u/s 420 and
406 of the IPC.

3. Allegedly, in good faith, complainant gave loan of
Rs.80,000/- to the petitioner but even after expiry of six months,
he did not return the said amount. The complainant demanded
his money, then the petitioner assured to return the same and
executed a bond on 11.07.2020. On repeated demands, the said
amount was not returned to the complainant.



4. It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. He has been falsely implicated in this case due to ulterior motive. No such occurrence, in the manner as alleged, has ever taken place. Due to business rivalry, petitioner has been falsely implicated in this case. No money has been taken by the petitioner. Petitioner has no criminal antecedent.

5. Learned APP for the State as well as learned counsel for the complainant opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, considering that there is money dispute between the parties, 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 Complaint Case No.297 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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