

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49643 of 2023

Arising Out of PS. Case No.-2865 Year-2022 Thana- SARAN COMPLAINT CASE District-
Saran

Sunita Devi, Wife of Raju Singh Village- Sarakari Gachhi Dhenuki P.S.-
Marhaura Dist- Saran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bhola Kumar Sah, Son of Dhaneshwar Sah Village- Pakhan Station Road
P.S.- Marhaura Dist- Saran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha, Advocate
For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 11-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Complaint Case No. 2865 of 2022 in which cognizance has
been taken under Sections 341, 323, 420/34 of the Indian Penal
Code.

3. As per the complainant, petitioner is an agent of the
company and the other co-accused convinced the complainant to
deposit total amount of Rs. 4,11,504/- in the said company but
the company did not refund the said amount. After some time,



when the complainant came to inquire about his money, the petitioner and other co-accused avoided the request for withdrawal of the money. It is also alleged that petitioner snatched gold chain from the neck of the mother of the complainant.

4. Learned counsel for the petitioner submits that petitioner was only the agent of the company and the complainant has not deposited any amount to the petitioner. He further submits that two similarly situated co-accused persons, namely, Raju Singh and Alok Singh have already been granted anticipatory bail by the learned Court below vide order dated 26.04.2023 in Anticipatory Bail No. 949 of 2023. Petitioner has no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount to each to the satisfaction of the learned Judicial Magistrate Ist. Class, Saran at Chapra in connection with



Complaint Case No. 2865 of 2022, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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