

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51127 of 2023

Arising Out of PS. Case No.-1051 Year-2020 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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1. Amit Singh @ Amit Kumar Singh @ Amit Kumar Sigh @ Amit Kumar S/O Brij Kishor Singh R/O Village- Taraiya, Ps. Raraiya, Distt. Saran, Bihar, Permanent Address, Manager Aarna Automobiles Pvt. Ltd. Of Vill- N.H. 28 Bb Ganj Near Yashraj Motors Pvt. Ltd., PS. Bhagwanpur, Muzaffarpur. Pin-842001
 2. Rahul Singh S/O Dipak Kumar Singh Proprietor, Aarna Automobiles Pvt. Ltd. Of Vill- N.H. 28 Bb Ganj Near Yashraj Motors Pvt. Ltd. PS. Bhagwanpur, Muzaffarpur. Pin-842001

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ravish Kumar S/O Late Hiralal Prasad R/O Village- Rajshee Jewelers Motihari, Main Road Loharpatti, Ps. Nagar Motihari, Dist. East Champaran, Bihar Pin 845401

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash Dwivedi, Advocate
Mr. Rajni Kant, Advocate
For the Opposite Party/s : Mr. Nagendra Prasad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-08-2023 Heard learned counsel for the petitioners and the

State.

2. Petitioners apprehend arrest in a case registered for
the offences punishable under Sections 406, 420 of the Indian
Penal Code.

3. Case of the complainant is that he transferred Rs.
1,25,000/- through R.T.G.S. to the bank account of Aarna
Automobiles Pvt. Ltd., Muzaffarpur on 27.03.2020 for booking



of vehicle under the scheme of the said company. But neither any vehicle was booked in the name of the complainant nor he received his money back. Petitioner No. 1 is Manager and petitioner No. 2 is Proprietor of Aarna Automobiles Pvt. Ltd., Muzaffarpur.

4. It is submitted that petitioners have falsely been implicated in this case in order to harass them and extort money from them. It is further submitted that Rs. 1,25,000/- (one lac twenty-five thousand) was received in the account of Aarna Automobiles Pvt. Ltd., Muzaffarpur and one Gautam Kumar, employee of the company, transferred Rs. 1,24,444/- (one lac twenty-four thousand four hundred forty-four) to State Transport Department, Muzaffarpur for registration of the vehicle. Accordingly, the vehicle in question got registered before the cut off date issued by the Government of India and as such, petitioners have not committed any fraud. Petitioners have got clean antecedent.

5. Considering the facts and circumstances of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioners in the event of their arrest/surrender before the court below within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten



thousand) each with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Motihari, East Champaran in connection with Complaint Case No. C-1051 of 2020, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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