

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49684 of 2022

Arising Out of PS. Case No.-2348 Year-2019 Thana- PATNA COMPLAINT CASE District-
Patna

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SANDEEP KUMAR @ SANTU Son of Arun Mahto R/O village - Makanpur,
P.S.- Noorsarai, District - Nalanda (Biharsharif)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subodh Kumar,Advocate

For the Opposite Party/s : Mr.Md. Mushtaque Alam,APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 10-01-2023 Heard learned counsel for the petitioner, Informant
and learned APP for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. 2348(c) of 2019 for the offence
registered under Sections 323, 379, 386, 420, 504, 506 and
120(B) of the Indian Penal Code.

As per the FIR, the petitioner lured Mamta Devi on
the pretext of providing job to his son at Delhi and took him to
the accused no. 2, namely, Ashutosh Chandra Asthana, who after
taking examination promised a job in Income Tax Department
and on the said pretext, the accused persons took ten lakhs from
the informant/complainant. As no job was provided, upon
pressure, Ashutosh Chandra Asthana issued cheque of Rs. 10



lakhs which ultimately bounced. Hence, the complaint was lodged.

Learned counsel for the petitioner submits that the amount was taken by the accused no. 2, Ashutosh Chandra Asthana and he do not have any role to play.

Learned counsel for the informant as also learned APP submitted that the petitioner was the person who lured the informant/complainant and took her to Delhi which led to the aforesaid payment of amount and he cannot escape from the responsibility.

This Court finds force in the submission put forward by the learned counsel for the informant as also learned APP, this Court is not inclined to grant him relief, which is accordingly rejected.

(Rajiv Roy, J)

Jagdish/Neha/-

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