

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53874 of 2023

Arising Out of PS. Case No.-4039 Year-2019 Thana- PATNA COMPLAINT CASE District-
Patna

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Ashutosh Kumar Sinha Son Of Late Janardan Prasad Sinha R/O 4th Floor,
Madhusudan Apartment, Mohalla- Chajjubagh, Ps- Gandhi Maidan, Patna-
800001

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bajendra Kumar Sinha Son Of Late Krishna Chandra Sahay Resident Of
Flat No. 103, Sangmitra Apartment, Road No. 6 C, Rajendra Nagar, Ps-
Kadmakuan, Dist- Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Avanish Kumar Singh
For the Opposite Party/s : Mr.Ram Sumiran Rai

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 14-09-2023 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State.

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

3. As per FIR, the petitioner embezzled huge money
of Rs. 55,00,000/- of the complainant in the year 2015 giving
false assurance to execute sale deed of a flat situated in
Rajendra Nagar, Patna.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in this
case. He submits that the petitioner is ready to pay all the
amount i.e. Rs. 55,00,000/- to the complainant in 15 equal
monthly installments starting from October, 2023 through



cheque/demand draft/NEFT as stated in para-5 of the supplementary affidavit. He further submits that petitioner has three criminal antecedent as stated in para-3 of the bail application.

5. Learned counsel for the complainant raised no objection.

6. Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on provisional bail 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. 4039 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

7. On payment of entire amount, the provisional bail of the petitioner will be confirmed by the learned court below.

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(Anjani Kumar Sharan, J)

