

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62653 of 2022

Arising Out of PS. Case No.-337 Year-2021 Thana- BAGHA District- West Champaran

MANIKANT GIRI S/o Devendra Giri, R/o Village- Ward no. 05, Dumariya,
Mehura, Distt- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Gupta, Adv.

For the Opposite Party/s : Mr.Shailendra Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 08-02-2023 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as
the learned counsel for the informant.

The petitioner apprehends his arrest in connection
with Bagha P.S. Case No. 337 of 2021 registered for offence
punishable under sections 406 and 420 of the Indian Penal Code
and 138 of the N.I. Act.

The informant, Manoj Kumar Giri has made
allegation that the informant gave Rs.3,15,000/- (three lakhs,
fifteen thousand rupees) to the petitioner in presence of the
witnesses and the petitioner issued three cheques, which were



dishonoured by the bank. The legal notice was sent to the petitioner and after receipt of that notice, he threatened the informant and denied to return his money.

The learned counsel for the petitioner has submitted that the notice was received after two months of dishonour of the cheques. The petitioner has falsely been implicated in this case.

On the other hand, the learned counsel for the informant has submitted that the petitioner is involved in five other cases of similar nature and he received money from the informant and when the informant demanded his money, he threatened him.

There are five cases of similar nature against the petitioner. In my view, it is not a fit case for anticipatory bail. Accordingly, it is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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