

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62556 of 2022

Arising Out of PS. Case No.-235 Year-2021 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

SATYENDRA SAH S/o Kanhayi Sah R/o village- Bediban, P.S.- Pipra,
District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Dinesh Kumar Singh, aged about 40 years, S/o Late Rajvanshi Singh,
Resident of Mathiya, P.S. Chhatauni, District East Champaran and permanent
resident of Village Gahai, P.S. Dhaka, District East Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Rahul Singh, Advocate
For the State	:	Mr. Narsingh Tanti, APP
For the Complainant	:	Mrs. Nutan Sahay, Advocate Mr. Asif Kalim, Advocate

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

7 16-05-2023 Learned counsel for the petitioner has filed a
supplementary affidavit, which is kept on record.

Heard learned counsel for the parties.

Petitioner apprehends his arrest in connection with
Complaint Case No.C/235/2021, registered for the offences
punishable under Section 406 of the Indian Penal Code and
Section 138 of the N.I. Act.

The petitioner is said to have taken loan of
Rs.10,00,000/- from the complainant but did not return the
same. It is also alleged that petitioner issued cheque of
Rs.9,00,000/-, but the said cheque got bounced due to
insufficient balance.



Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. The petitioner has got no criminal antecedent as stated in paragraph-3 of the bail petition. It is further submitted that petitioner has not taken Rs.10,00,000/- rather he has taken only Rs.1,00,000/- from the complainant. It is submitted that petitioner has already returned Rs.29,000/- to the complainant against loan amount of Rs.1,00,000/- and the rest amount, i.e., Rs.71,000/- shall be paid shortly.

Learned APP for the State as well as learned counsel for the informant opposed the prayer for grant of anticipatory bail to the petitioner.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the prayer for grant of anticipatory bail to the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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