

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72572 of 2023

Arising Out of PS. Case No.-759 Year-2022 Thana- CIVIL LINE District- Gaya

Mukesh Kumar @ Mukesh Kumar Goswami S/O- Vijay Goswami Village-
Janakpur Ps- Mufassil Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Priya Ranjan, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 01-12-2023 Heard learned counsel for the petitioner and learned A.P.P. for
the State.

2. The petitioner apprehends his arrest in a case registered for
the offences punishable under Sections 406 and 420 of the Indian
Penal Code.

3. It is submitted by learned counsel for the petitioner that no
such occurrence as alleged ever took place. He has been falsely
implicated in this case. The allegation levelled against the petitioner
is not specific rather general and omnibus in nature. He further
submits that petitioner and the informant are partners in the
company Bodhgaya Milk Product Ltd. Both parties are invested
money in the same company. Some losses occurred in the company
due to Covid-19 pandemic. Petitioner has given a cheque of Rs. 5
lacs which got bounced but no complaint has been filed against the
petitioner under Section 138 of the N.I. Act. The petitioner is ready
to return the said amount in the installments. Petitioner has one
criminal antecedent as mentioned in para-3 of this application.



4. Learned APP for the State opposes the prayer for bail of the petitioner.

5. Having regard to the facts and circumstances of the case, let the above named petitioner, be released on **provisional bail** for a period of nine months, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 Civil Lines P.S. Case No. 759 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

6. The learned court below is directed to confirm the bail bond of the petitioner after verifying the fact that petitioner has already paid the said amount i.e. 5,00,000/- to the informant.

7. Learned counsel for the informant is directed to furnish the account details of the informant to the petitioner.

(Anjani Kumar Sharan, J)

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