

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16657 of 2024

Arising Out of PS. Case No.-317 Year-2023 Thana- BAUNSI District- Banka

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AMISH KUMAR S/O- RAJ KUMAR CHOUDHARY R/O- VILLAGE-
KAIRI, P.S.- BOUNSI, DIST.- BANKA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR, PATNA
2. Kunj Bihari Jha Son of Late Parsuram Jha Resident of Village- Bhikanpur,
P.S.- Bausi, Distt- Banka.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Ajay Mukherjee, Advocate
For the Opposite Party/s	:	Mr. Rabindra Kumar , APP
for the complainant	:	Mr. sunil Kumar , Advocate
		Mr. Gun Sagar Mahto, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 12-07-2024 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 323 , 420, 406, 467, 468 ,
504 and 506 of the IPC .

3. As per the prosecution case , petitioner took Rs. 2
lakh in cash and Rs. 75,000/- through mobile Pay Phone from
the informant in lieu of providing job in Micro Finance
company . It is further alleged that the petitioner neither
provided the job nor returned the aforesaid amount.

4. Learned counsel for the petitioner submits that as a
matter of fact there was money dispute between the petitioner



and the informant. Petitioner has given Rs. 2 lakh to the informant in cash out of which Rs. 75,000/- was returned by mobile Pay Phone and taking advantage of the situation , this false and concocted case has been lodged against this petitioner. In this connection petitioner has also filed a Complaint Case No. 2039 of 2023 against the informant.

5 . However, learned counsel for the State as well as opposite party No. 2 opposed the prayer for bail ans submitted that petitioner is named in the F.I.R., and there is specific allegation against the petitioner that this petitioner in lieu of providing job in Micro Finance Company took Rs. 2 lakh in cash and Rs. 75,000/- through mobile Phone pay and thereafter neither provided job nor returned the money .

6. Considering the nature of accusation and gravity of offence , prayer for pre-arrest bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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