

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17379 of 2024

Arising Out of PS. Case No.-617 Year-2021 Thana- PATNA COMPLAINT CASE District-
Patna

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CHANDRA SHEKHAR AZAD S/O- LATE SHIVPUJAN SAO R/O-
VILLAGE- GOVINDPUR, P.S.- BIKRAM, DIST.- PATNA AT PRESENT-
MOHALLA- LAKHA NAGAR, BEHIND OF D.A.V. PUBLIC SCHOOL,
CANTT ROAD, KHAGAUL, P.O.- KHAGAUL, P.S.- KHAGAUL, DIST.-
PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar
For the Opposite Party/s : Mr.Ram Anurag Singh

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

ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner as well as the

learned APP for the State.

2. The petitioner apprehends his arrest in connection with
Complaint Case No. 617(c) of 2021, registered for the offences
punishable under Sections 406 of the Indian Penal Code.

3. As per allegation, the complainant's husband had taken
a loan of Rs. 7 lakhs from the petitioner and in lieu thereof, the
complainant's husband gave two blank cheques and 10 *tola* of gold
to the petitioner as security. It is further alleged that while the loan
amount was paid to the petitioner, the informant demanded two blank
cheques and 10 *tola* of gold which was given as security but the
petitioner did not return the same. After seven years of the
occurrence, a legal notice was sent by the petitioner to the
complainant. The accused fraudulently used the two blank cheques



affixing false signature of the complainant’s husband only with a view to cause damage or financial loss to the complainant's husband.

4. The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. He is a person of clean antecedent. As a matter of fact, the petitioner has advanced Rs. 7 lakhs to the husband of the complainant for opening grocery shop. He issued two cheques to the petitioner, which were dishonored by the Bank and for that the petitioner has lodged complaint case against husband of the complainant in the year 2020 and in retaliation at the instigation of her husband, the complainant has filed the present complaint petition.

5. Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist Class, Danapur, Patna in connection with Complaint Case No. 617(c) of 2021, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Nawneet Kumar Pandey, J)

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