

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21065 of 2024

Arising Out of PS. Case No.-546 Year-2004 Thana- BUXAR COMPLAINT CASE District-
Buxar

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Mohan Prasad Gupta S/O- Late Bansropan Shah R/O- Village- Sonarpura
Dildar Nagar, P.S.- Dildar Nagar, Dist.- Ghazipur (U.P.).

... .. Petitioner/s

Versus

1. The State Of Bihar.
2. Sunil Kumar Gupta S/O- Shivparsan Shah R/O- Village- Zamaule, P.S.-
Rajpur, Dist.- Buxar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arun Kumar Gupta, Advocate

For the Opposite Party/s : Mr.Chandra Bhushan Prasad, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 20-03-2024 Learned counsel on behalf of the petitioner and

learned APP on behalf of the State present. However, no one

appears on behalf of the informant.

Heard learned counsel for the petitioner and learned

APP for the State.

2. The petitioner seeks bail in connection with

Complaint Case No. 546 (C) of 2004 instituted for the offences

under Sections 406, 419, 427 of the Indian Penal Code.

3. Prosecution case, in short, is that this petitioner has

embezzled a sum of Rs. 48,000/- from the informant.

4. Learned counsel for the petitioner submitted that the

petitioner has falsely been implicated in the present case.



Learned counsel further submitted that petitioner is ready to return Rs. 48,000/- to the informant. It has been submitted on behalf of the petitioner that the petitioner is in custody since 29.01.2024 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, as petitioner is ready to pay the disputed amount, as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Complaint Case No. 546 (C) of 2004, *after verifying the fact that petitioner has paid a sum of Rs. 48,000/- to the informant.*

(Rudra Prakash Mishra, J)

Alok Verma/-

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