

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34865 of 2024

Arising Out of PS. Case No.-94 Year-2013 Thana- WARISNAGAR District- Samastipur

Sanjay Umakar @ Sanjay Umakar Son Of Gaya Prasad @ Gaya Prasad Umakar R/O - Vill/ Mohalla-Dhobisarra, P.S- Barghat, Dist- Seoni (MADHYA Pradesh)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Dr. Harendra Nath Ojha, Adv. Mr. Radha Raman Ray, Adv. Mrs. Dimpal Kumari, Adv.
For the Opposite Party/s :		Mr.Jitendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-05-2024 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the offence punishable under Sections 406, 420, 467, 468 and 34 of the Indian Penal Code.

3. Prosecution case is that the informant is a businessman and he saw an advertisement in Dainik Jagran News Paper that for constructing of house Sri Dhan Lakshmi Finance Company provided loan for that on which mobile number was of the petitioner and one Pankaj. It is further alleged that the informant has made connection with both the persons, thereafter, he gave an application and deposited Rs. 5500/- and Rs. 10,000/- in Account No. 31781804536 of State



Bank of India. It is further alleged that when the informant went to the bank for withdrawal of money then the Bank replied that signature has not been tallied. Thus, the informant was cheated by the petitioner from different sorts.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that there is general and omnibus allegation levelled against the petitioner. He submits that the petitioner is a Trade Automobile Technician serving with Air Force Station Bhuj (Gujrat) at present. He submits that the petitioner had initially joined on 29.01.2011 and during the alleged occurrence i.e. 28.07.2012 to 23.02.2013, he was posted at Avadi Chennai, and then at Chauba Assam. He submits that although the Account No. 31781804536 is of petitioner but he had not received ATM card of that account by the SBI, Barghat branch by which some amount in different times had been withdrawn through different ATM at Faridabad. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application and he is languishing in judicial custody since 14.03.2024.

5. Learned APP for the State opposes the prayer for bail.



6. Considering the facts and circumstances of the case, let the above named petitioner, be enlarged on bail 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 Waris Nagar P.S. Case No. 94 of 2013.

(Anjani Kumar Sharan, J)

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