

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34069 of 2024

Arising Out of PS. Case No.-156 Year-2020 Thana- BUXAR COMPLAINT CASE District-
Buxar

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1. Rajesh Rai @ Pappu Rai @ Rajesh Kumar Singh, S/O Late Jagdish Rai R/O Vill- Mathila, P.S- Koran Sarai, Distt.- Buxar.
 2. Sanjay Rai @ Sanjay Kumar Singh, S/O Late Jagdish Rai R/O Vill- Mathila, P.S- Koran Sarai, Distt.- Buxar.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Dashrath Rai, S/O Sriram Prasad Rai R/O Vill- Bairian P.S- Koran Sarai, Distt.- Buxar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Ranjan Pd. Singh
For the Opposite Party/s : Mr.Anil Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 26-07-2024 1. Heard learned counsel for the petitioners and
learned APP for the State.

2. The petitioners seek bail in anticipation of their
arrest in a case registered for the offences punishable under
Sections 406, 420, 504 and 34 of the Indian Penal Code.

3. The learned counsel for the petitioners submits that
the petitioner no.1 has antecedent of one case and petitioner
no.2 is a person with clean antecedent. It is next submitted that
from bare perusal of the allegation as alleged in the F.I.R., it
would manifest that the informant has instituted the instant
F.I.R. to recover his amount of Rs.One Lac, which he had given



to the petitioners to clear the loan of the tractor, which the informant had purchased from the petitioners for Rs.1,51,000/-.

4. The learned counsel for the petitioners submits that the informant had purchased the tractor of the petitioners for an amount of Rs.1,51,000/- and thereafter alleges that petitioners asked for Rs. One Lac more for redeeming the loan amount on the condition that the same shall be returned, but the said amount was not returned. It is next submitted that the allegation is bereft of any merit as there is not documentary evidence to substantiate that informant paid anything more than Rs.1,51,000/-. It is also submitted that if informant is aggrieved by the fact that petitioners have not returned his money, in that event, he has remedy of approaching a Court of competent civil jurisdiction.

5. Learned A.P.P. opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners, above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks, are directed to be released on bail on their furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the learned J. M., 1st Class,
Court No.5, Buxar in connection with Complaint Case
No.156(c) of 2020, subject to the conditions laid down under
Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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