

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36345 of 2024

Arising Out of PS. Case No.-121 Year-2023 Thana- SAMASTIPUR District- Samastipur

Kundan Kumar @ Kundan Kumar Paswan SON OF UDAY PASWAN VIL-
LAGE- BARAPATHAR, PS- TOWN, DIST- SAMASTIPUR

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rame Ranjan Raj SON OF LATE RAM NIWASH SHARMA VILLAGE-
BRANCH HEAD, AXIS BANK LTD. SAMASTIPUR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Shashank Shekhar
For the Opposite Party/s	:	Mr.Nagendra Prasad
For the Axis Bank	:	Mr. Dayanand Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 21-06-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Samastipur Town P.S. Case No. 121 of 2023 instituted under
Sections 420, 467, 468, 419 and 120B of the Indian Penal Code.

3. The petitioner is alleged to have furnished fake
gold ornaments worth Rs. 4,94,309/- in the Axis Bank and ob-
tained loan.

4. Learned counsel for the petitioner has denied the al-
legation and has submitted that without accepting the guilt, the
petitioner is ready to pay the alleged amount i.e., Rs. 4,94,309/-
to Axis Bank, Samastipur Branch for the purpose of bail.

5. In view of the fact that the petitioner is ready to pay



the amount of loan to the Bank, this application is allowed.

6. Let the petitioner, above named, in the event of arrest or surrender before the Court below within six weeks from today, be released on provisional anticipatory bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Samastipur in connection with Samastipur Town P.S. Case No. 121 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

7. On the date on which the petitioner furnishes his bail bonds shall produce a demand draft of Rs. 1,25,000/- in the name of the Bank in question and only after furnishing the amount of Rs. 1,25,000/-, he shall be granted the **provisional anticipatory** bail by the Court below. Thereafter, the petitioner will pay the balance amount in three equal installments in the next three months.

8. After the entire amount of Rs. 4,94,309/- is paid, the provisional anticipatory bail granted to the petitioner shall be confirmed by the Court below. If the petitioner fails to pay the entire amount, as stated above, the provisional anticipatory



bail granted to the petitioner shall be cancelled by the Court
below.

(Sandeep Kumar, J)

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