

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41593 of 2024

Arising Out of PS. Case No.-1862 Year-2022 Thana- KATIHAR COMPLAINT CASE
District- Katihar

Sanjay Choudhary S/o Jagdish Choudhary R/o village-Rahar, Ward No.2,
P.S.-Pranpur, district- Katihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sailendra Nath Jha S/o Bhrigunath Jha R/o Village-Rahar, Ward No.-2, P.S.-
Pranpur, District-Katihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bimal Kumar, Advocate
For the State	:	Mr. Yogendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 09-07-2024 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner apprehends his arrest in connection
with C.A. Case No. 1862 of 2022, registered for the offence(s)
punishable under Section(s) 406, 420, 323, 341, 384, 386, and
504 of the Indian Penal Code.

3. Mr. Bimal Kumar, learned counsel for the petitioner
submits that the alleged offenses of which cognizance has been
taken against the petitioner are not made out as the allegations
levelled by the complainant before the inquiry court completely
attract the civil wrong and as per her allegation Rs. 2,40,000/- was
borrowed by the petitioner from the complainant and the same was
not re-paid by the petitioner as per allegation and the allegation as



to non-execution of the sale deed in respect of land, in lieu of the loan amount is completely false as the complainant could not produce the copy of any agreement before the inquiry court in support of the said allegation. It is further submitted that the petitioner has fair and clean antecedent.

4. Mr. Yogendra Kumar, learned APP appearing for the State has opposed the bail prayer of the petitioner.

5. Considering the above submissions and mainly the nature of allegation appearing against this petitioner from complaint filed by the O.P. No.2 and coupled with the fair and clean antecedent of the petitioner, this court is inclined to accept the petitioner's anticipatory bail prayer. Accordingly, let the petitioner named-above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail in connection with C.A. Case No. 1862 of 2022 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

Rajiv/Vinayak-

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