

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71223 of 2024

Arising Out of PS. Case No.-14 Year-2024 Thana- NEMDARGANJ District- Nawada

Amar Jyoti, Son of Shri Sharwan Kumar @ Sharwan Raut, Resident of
Village - Panchgaon, P.S. - Nemdarganj, District- Nawada – 805121.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr. Satyabir Bharti, Advocate
	Mr. Abhishek Anand, Advocate
	Ms. Kanupriya Singh, Advocate
For the Opposite Party/s :	Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 22-11-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection with Nemdarganj P.S. Case No.14 of 2024 registered for the offences punishable under Sections 406, 420, 120-B, 379 read with 34 of the Indian Penal Code.

3. The accused/petitioner is named in the FIR and is in custody since 16.04.2024.

4. Allegation against the petitioner is to cheat informant being owner of the office of M/s. Amar Jyoti.

5. It is submitted by learned counsel that merely the petitioner is the owner of Ms. Amar Jyoti office with whom



proposed agreement was to be executed with informant, he implicated with present case. It is submitted that truck of the informant bearing Registration No.JH-02AV-3934 was found recovered after three days. It is submitted that the truck in issue was never handed over to this petitioner. It is submitted that police atrocities *qua* petitioner can be easily understand that Nemdarganj Police Station has lodged ten cases in one stroke on single day against the petitioner and in such manner, the petitioner was implicated in total of 21 cases. While concluding argument, it is submitted that investigation of this case is already completed for which charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer for grant of bail to the petitioner.

7. In view of aforesaid facts and circumstances, as the truck in issue was never handed over to the petitioner whose implication appears *prima facie* only being the owner of M/s. Amar Jyoti, coupled with the fact that investigation of this case is already completed, where petitioner is in custody



since 16.04.2024, accordingly, the petitioner, above-named, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-III, Nawada in connection with Nemdarganj P.S. Case No.14 of 2024, subject to the conditions as laid down under Section 437(3) of the CrPC/under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J.)

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