

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70459 of 2022

Arising Out of PS. Case No.-2383 Year-2013 Thana- GAYA COMPLAINT CASE District-
Gaya

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Vikash Gautam S/O Shri Vijay Kumar Das Resident Of Village- Road No-12,
Ganga Vihar Colony, Near Ashadeep Viklang School, P.S.- Digha, District-
Patna. Petitioner

Versus

1. The State Of Bihar
2. Urmila Devi W/O Manoj Kumar Yadav Resident Of Village- Kolhaura, P.S.-
Bodh Gaya, District- Gaya.

... .. Opposite Parties

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Appearance :

For the Petitioner : Mr. Deepak Kumar, Advocate
For the Opposite Party : Mr. Uday Pratap Singh, A.P.P.
Mr. RK Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

7 19-08-2024 Heard learned counsel for the petitioner, the State and
opposite party no.2.

2. The petitioner apprehends arrest in a case registered
for the offence punishable under sections 420 of the Indian
Penal Code and section 138 of the NI Act.

3. As per complainant, this petitioner who was
manager of Jai Maa Construction Pvt. Ltd. received cash Rs. 5
lacs from this complainant for booking one BHK flat near
Saguna More. But later on refused to make agreement and
issued five cheques of Rs. 1 lac each which could not be
encashed as the account of petitioner was found closed.

4. Learned counsel appearing for the petitioner
submits that the petitioner is the General Manager of the firm
and it is co-accused Sanjay Kumar Singh, who is owner of the
firm and he received the amount. Petitioner claims clean
antecedent.

5. Learned counsel for the State as well as the



opposite party no.2 oppose the prayer for bail. Learned counsel for opposite party no.2 submits that the petitioner is author of five cheque of Rs. 1 lac each which was given to the complainant and later on the same could not be encashed as the account of petitioner was found closed.

6. Considering the nature of accusation, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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