

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2545 of 2024

Arising Out of PS. Case No.-352 Year-2023 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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LALJI CHAUHAN @ LALJIT CHAUHAN SON OF LATE WAJIR
CHAUHAN RESIDENT OF VILLAGE - ORAINA, P.S. - MESKAUR,
DISTRICT - NAWADA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Bigan Chauhan Son of Raja Ram Chauhan R/o vill - Barhauna, P.O. -
Barhauna, P.S. - Hisua, distt. - Nawada

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Ranjan Kumar
For the Opposite Party/s : Mr. Nawal Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 11-07-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State along with learned counsel appearing on
behalf of the O.P. No.2.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 420, 406,
409, 323, 324, 506 and 34 of the Indian Penal Code but
cognizance has been taken under sections 341, 323, 504, 420
and 34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and has been falsely
implicated in the instant case by the O.P. No.2. It is next
submitted that O.P. No.2 had taken a loan of Rs.1,50,000/- from



the petitioner with a condition that he will work for him at his brick kiln but the O.P. No.2 after taking the money left the work and went to work at some other place and when petitioner demanded his money back, the instant false complaint case came to be instituted that petitioner after taking work from the O.P. No.2 at his brick kiln has not paid his due amount of Rs.2 lacs and odd. It is next submitted that even the petitioner had instituted Complaint Case No.373/2023 against the O.P. No.2. It is further submitted that even presuming what has been alleged is true without admitting then the dispute is purely civil to which a criminal colour has been given and if the O.P. No.2 is aggrieved by the act of petitioner in that event he has remedies to approach the designated authority in accordance with law.

4. Learned A.P.P. for the State along the learned counsel appearing on behalf of the complainant opposes the prayer for anticipatory bail of the petitioner but then are not in a position to rebut the submission of the learned counsel for the petitioner that the dispute is purely civil to which a criminal colour has been given.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below



within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Complaint Case No.C-352/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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