

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13993 of 2025

Arising Out of PS. Case No.-23 Year-2023 Thana- KHAJEKALA District- Patna

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Mohnish Kumar Son of Shyam Nandan Lall Resident of Mohalla-
Madarsa Sulemania Lane, Nawab Bahadur Road, P.S.-Khajekala, District-
Patna ... Petitioner

Versus

1. The State of Bihar
2. Syed Faizan Mehndi Son of Syed Ishrat Hussain C/O Musa Ali Khan,
Resident of Chua Lal Lane, Nawab Bahadur Road, Patna, Permanent
Resident of Aurangabad, Saraiya, P.S. Amjhor, District-Rohtas.
... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Braj Kishore Pd. (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 31-10-2025 Heard learned counsel for the parties.

2. Petitioner seeks regular bail in connection with
Khajekala P.S. Case No. 23 of 2023 registered under Sections
420, 406 and 34 of the Indian Penal Code.

3. As per prosecution case, this petitioner along with
his associates entered into an agreement with informant.
Pursuant to the agreement, informant was to receive 7.25% per
month on the capital amount. Thereafter, informant, his family
members and his friend invested Rs. 60 lakhs in the firm,
namely, Rajni Enterprises and Rajni Coal Ltd. Company. Till
December 2021, 7.25% of profit was credited to their account.
But from January, 2022, informant came to know that the
accused persons including the petitioner invested his money in



some other place. In this way, petitioner, being proprietor of the firm along with his associates committed fraud in a planned manner and embezzled money of informant, his family members and his friend.

4. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. The dispute arises out of business partnership, which is civil in nature. Charges have been framed in the case and petitioner is in custody since 11.11.2024.

5. Learned counsel for the State as well as informant oppose the prayer for bail. Learned counsel for opposite party no.2 submits that petitioner is proprietor of the alleged firm. Petitioner is named in the F.I.R. with specific allegation that he along with his associates, named in the F.I.R., committed fraud of Rs. 60 lacs. He further submits that petitioner has got several criminal antecedent of similar nature.

6. Considering the nature of accusation and period of custody of the petitioner, his prayer for regular bail is allowed. Let the petitioner, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate 1st class, Patna City, Patna in Khajekala Police



Station Case No. 23 of 2023.

(Prabhat Kumar Singh, J)

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