

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32567 of 2024

Arising Out of PS. Case No.-1198 Year-2023 Thana- ARARIA District- Araria

Rakesh Ranjan Son of Chandrabhanu Sinha Resident of village-Chakla
Maulanagar, Sameli Post, PS- Falka, Distt- Katihar .

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chandan Kumar Singh S/o- Shashi Kumar Singh R/o- Village- Tilokpur,
P.S.- Akbarpur, Dist.- Bhagalpur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rabindra Kumar Priyadarshi, Advocate
Mr. Dheeraj Kumar, Advocate
For the Opposite Party/s : Mr. Ajit Kumar. APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

- 9 24-04-2025 1. Heard learned counsel for the petitioner and learned
APP for the State.
2. No one appears on behalf of opposite party no. 2,
despite valid service of notice.
3. The petitioner apprehends his arrest in connection
with Araria P.S. Case no.1198 of 2023 registered under sections
406 and 420 of the Indian Penal Code.
4. As per the prosecution case, the informant states
that the petitioner was the then Manager of the Araria Branch of
Saitin Credit Card Network Ltd. and his job was to provide
loans and to collect the loan amount. During inquiry, it was
found that the petitioner had collected Rs. 12 lakhs from some



Mahila Help Group but did not deposit the same amount in the account of the Credit Care Network Ltd.

5. Learned counsel for the petitioner submits that the instant case has been lodged by the present Manager of the said Credit Care Network Ltd. in connivance with others against the petitioner and others. He has been made accused only on the basis of suspicion and the presumption that he is responsible for the defalcation of the amount in question. Learned counsel for the petitioner further submits that no complaint has been filed by the members of the Mahila Help Groups who are the actual beneficiary in the scheme. The petitioner was also ousted from his job before lodging of the F.I.R. A bare perusal of the F.I.R would go to show that an internal inquiry in the company is still going on and thus, it appears that all the facts have not been properly collected. The petitioner has been implicated to save their own scheme. The petitioner has no criminal antecedent and undertakes to cooperate in the case/trial.

6. The application for anticipatory bail is opposed by learned A.P.P. for the State.

7. Taking into consideration the fact that the case is purely civil in nature with regard to money transaction and the petitioner has no criminal antecedent, it is directed that the



petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Araria P.S. Case no.1198 of 2023 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the C.J.M, Araria, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023 and subject to the further condition that the petitioner would co-operate with the investigating agency and would make his presence as and when required by the investigating agency till submission of the charge-sheet/final report. In case of non-cooperation, the bail granted to the petitioner would become liable to be cancelled.

(Soni Shrivastava, J)

Harsh/-

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