

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65376 of 2025

Arising Out of PS. Case No.-12 Year-2024 Thana- DARIYAPUR District- Saran

Mukund Kumar Sharma S/o Late Rajeshwar Sharma R/o vill - Sabalpur
Babhantoli, P.s.- Sonpur, Distt.- Saran, Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Narain Singh, Advocate

For the Opposite Party/s : Mr. Parmanand Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 26-09-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 406, 420
and 379 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant,
who is owner of M/s. Sharda Trading Company, alleges that on
20.09.2023 Rakesh Kumar along with Sandeep Kumar came to
his showroom with an intention to purchase a tractor. Thereafter,
Sandeep Kumar paid an amount of Rs.5,000/- by way of
advance along with Rs.20,000/- by way of margin money and an
amount of Rs.5,85,000/- was financed after obtaining the
Aadhaar Card, PAN Card, bank passbook etc. of Sandeep
Kumar and thereafter the tractor was handed over to Sandeep



Kumar from the showroom.

4. Learned counsel for the petitioner submits that from perusal of the allegation as alleged in the FIR, it would manifest that petitioner is not named in the FIR and works as a salesman at M/s. Sharda Trading Company. It is further submitted that petitioner till date is working with the informant and the allegation does not even remotely suggest that petitioner in any manner was involved in the occurrence. It is next submitted that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of his arrest or surrender before the learned trial court 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 Dariyapur P.S. Case No. 12 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.



7. However, if the investigating officer of the case files an application before the learned trial court bringing to its notice that the petitioner despite giving assurance to this Court is not cooperating in the investigation, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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