

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29457 of 2024

Arising Out of PS. Case No.-2957 Year-2018 Thana- VAISALI COMPLAINT CASE
District- Vaishali

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SHAMBHU SAHNI @ SHAMBHU RAJKISHOR SHAHANI S/O RAJ
KISHOR SAHNI R/O VILLAGE- KERWAN DIH, P.S- KUDHANI, DISTT.-
MUZAFFARPUR.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. ARVIND KUMAR S/O LAKHANDEV PRASAD SINGH R/O VILLAGE-
SONBARSA DIH, P.S- MANIYARI, DISTT.- MUZAFFARPUR, AT
PRESENT R/O RAMBHADRA, WARD NO. 13, P.S- HAJIPUR NAGAR,
DISTT.- VAISHALI.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Sinha
For the Opposite Party/s : Mr.Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 17-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
punishable for the offence under Section 420 of the Indian Penal
Code and Section 138 of the N.I.Act.

3. As per complaint case, complainant received a
cheque of Rs. One lakh from petitioner for accomplishing the
work of water-proofing of the house of petitioner, however, the
cheque in question got dishonoured due to insufficiency of fund.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in this case. As a matter of



fact, the cheque in question was given by petitioner to complainant as security and after completing the work, the petitioner paid the amount in cash. However, petitioner is ready to deposit **Rs. 1,00,000/- (Rupees one lakh)** in easy installments in the Nazarat of concerned Civil Court.

5. Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest/surrender within a period of eight weeks from today, 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 learned A.C.J.M. - XI, Vaishali at Hajipur in connection with Complaint Case No. CI-2957 of 2018, subject to condition as laid down under Section 438(2) of the Cr.P.C. / Section 482 of the B.N.S.S. with further following conditions:

“(A) At the time of furnishing bail-bond, the petitioner shall deposit **Rs. 50,000/-** (Fifty thousand) in the *Nazarat* of concerned Civil Court and receipt of the same shall be furnished along with bail-bond.

(B) Rest amount i.e. **Rs. 50,000/-** (Fifty thousand) shall be deposited in the *Nazarat* of concerned Civil Court in two equal installments of **Rs. 25,000/-** (Twenty five thousand) each within a period of six months from the date of furnishing bail-bond.



(C) The aforesaid payment shall be subject to final outcome of the case.

(D) If petitioner fails to comply the direction of this Court, the learned Court below would be at liberty to cancel the bail-bond of the petitioner.”

6. This order has been passed, without going into the merit of the case, only for the purpose of considering the prayer for anticipatory bail of petitioner.

(Prabhat Kumar Singh, J)

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