IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77965 of 2026

CNR No. BRHC011097852026

Arising Out of PS. Case No.-836 Year-2024 Thana- AURANGABAD TOWN District- Aurangabad

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Abhishek Gaurav S/o Ranvijay Singh R/o Village- Shahpur, Near Bhola Saw Temple, P.S.- Town Thana, District- Aurangabad

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Amit Anand
For the Opposite Party/s : Mr.Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

2 30-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Aurangabad Town P.S. Case No. 836 of 2024, registered for the offence punishable under Sections 316(2), 318(4) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. Prosecution story, in short, is that the informant initially gave Rs. 9,00,000/- as loan to this petitioner to purchase a four-wheeler with a promise to repayment within four months but later on, the petitioner has failed to pay the EMIs, the informant again gave Rs. 7,00,000/-. It is further alleged that the second loan was given under the assurance that petitioner would

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transfer the vehicle to the informant's name. It is also alleged that till date, the petitioner neither transferred the vehicle nor returned the total loan amount to the informant.

4. Learned counsel for the petitioner submits that petitioner denies the allegation made in the F.I.R., however, he is willing to refund Rs. 71,000/- (seventy one thousand), which was paid to him by informant through PHONE PAY.

5. Learned A.P.P. opposes the prayer for anticipatory bail.

6. Considering the fact that petitioner is willing to refund the amount, which he received from informant, let the above named petitioner, in the event of arrest/surrender within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Aurangabad in connection with Aurangabad Town P.S. Case No. 836 of 2024, subject to condition as laid down under Section 482(2) of the B.N.S.S. with further following conditions:

> "(A) At the time of furnishing bail-bond, the petitioner shall refund **Rs. 50,000/-** (fifty thousand) through Bank Draft in favour of informant.
>
> (B) Rest amount i.e. Rs. 21,000/- shall be

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refunded to the informant through Bank Draft in 2 (two) installments within a period of six months from the date of furnishing bail-bond.

(C) 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. It is made clear that aforesaid order has been passed only for considering the prayer for anticipatory bail without going into the merit of the case.

(Prabhat Kumar Singh, J)

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