

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91475 of 2025

Arising Out of PS. Case No.-369 Year-2025 Thana- KOTWA District- East Champaran

1. Sudhanshu Kumar Shekhar S/o- Awadhesh Chaubey Village- Dumara PS- Kotwa District- East Champaran
2. Deevakar Chaubey @ Diwakar Gautam S/o- Umesh Pandey Village- Dumara PS- Kotwa District- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Motihari Central Cooperative Bank through the Branch Incharge, Areraj, East Champaran Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Karandeep Kumar
For the State	:	Mr. Ajit Kumar
For the Bank	:	Mr. Bindhyachal Rai
For the BSFC	:	Mr. Niraj Kumar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 7 29-04-2026
1. Heard learned Counsel for the parties concerned.
 2. This application, for grant of anticipatory bail, arises out of Kotwa Police Station Case No. 369 of 2025, dated 08.10.2025, disclosing offences punishable under Sections 316(2)/315(5)/318(4) of the Bhartiya Nyaya Sanhita, 2023.
 3. The prosecution case, as per the First Information Report, is that the petitioners, who are the Ex-Chairman and manager of Dumra PACS, have taken loan of Rs. 8,75,173.06/- from the Motihari Central Co-operative



Bank Limited for management of the said PACS, but the petitioner did not repay the entire loan amount and on the date of lodging of the First Information Report, the total outstanding was Rs. 7,29,454.45/-.

4. Learned Counsel for the petitioner submits that due to financial constraint, the petitioners could not repay the loan amount. He further submits that now, the petitioners have cleared all the dues of the loan account.
5. Learned Counsel for the Bank submits that as of now, the petitioners have cleared all their dues.
6. Regards being had to the submissions advanced on behalf of the parties and taking into consideration the nature of allegation and the fact that the petitioners have cleared the loan account, I am inclined to grant the petitioners privilege of anticipatory bail.
7. This application is, accordingly, allowed.
8. Let the petitioners, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released 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 Judicial Magistrate, 1st Class, East Champaran, at



Motihari, in connection with Kotwa Police Station Case
No. 369 of 2025, subject to the condition laid down under
Section 482 (2) of the Bharatiya Nagarik Suraksha
Sanhita, 2023.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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