

Manish Kumar Sharma @ Manish Kumar Vs. the State of Bihar

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Court : Patna

Decided On : May-23-2012

Appellant : Manish Kumar Sharma @ Manish Kumar

Respondent : The State of Bihar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous
No.42770 of 2011

===== 1. Manish
Kumar Sharma @ Manish Kumar S/O Late Nawal Kishore Sharma, R/o Shiv
Nagar Colony, Chotki Delha, P.S. Delha, District Gaya Petitioner Versus 1.
The State Of Bihar Opposite Party

=====

Appearance : For the Petitioner/s : Mr. For the Opposite Party/s : Mr.

===== CORAM:
HONOURABLE MR. JUSTICE AKHILESH CHANDRA ORAL ORDER (Per:
HONOURABLE MR. JUSTICE AKHILESH CHANDRA

23. 01-2012 Heard learned counsel for the petitioner, learned counsel for the informant and learned Additional Public Prosecutor for the State. Petitioner is one of the named accused in this Complaint Case with allegation of taking substantial amount from the complainant at the time of illness of his father who, in turn, issued two cheques but the same were never presented before Bank for encashment instead legal notices were issued against the petitioner, getting some information

that petitioner, being joint holder of the account, has withdrawn the entire amount and there is nothing left so that the cheques may be honoured. Considering the facts and circumstances and nature 2 of allegation, the petitioner, in the event of arrest or surrender within four weeks from today, is directed to be enlarged on bail on furnishing bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gaya, in Complaint Case no.838 of 2010; Tr. No. 1814 of 2011, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure with additional condition that the petitioner shall remain present before the court below on each and every date till disposal of the case. In case of failure to remain present on two consecutive dates without reasonable explanation, the privilege granted shall be deemed to be cancelled. (Akhilesh Chandra, J) Aftab Ahmad/-

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