

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 5438 of 2025

Kamlesh Gupta @ Wakil Saw, aged about 48 years,
son of Late Laxman Gupta, resident of village.
Brambe, P.O.-Brambe, P.S.- Mandar, District.-
Ranchi.

..... ... Petitioner

Versus

The State of Jharkhand.

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Pran Pranay, Advocate.
For the State : Mr. Vishwanath Roy, A.P.P.

03/ 17.09.2025 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The petitioner is apprehending his arrest in connection with
Sariya P.S. Case No. 135 of 2020, registered for the offences under
Sections 406 and 420 of the Indian Penal Code, pending in the court of
learned Chief Judicial Magistrate, Giridih.

3. Learned counsel appearing for the petitioner submits that
the petitioner has given a loan of Rs. 10 lakhs to the informant and for
that one agreement was entered into between the parties, which is at
page-30 of the petition and the same is also the part of the FIR. He
submits that Rs. 6,68,000/- was returned by the informant to the
petitioner and when further demand was made to return the remaining
amount, in retaliation, the present case has been lodged alleging that
the petitioner has not returned Rs. 8.5 lakhs.

4. Learned A.P.P. for the State has opposed the prayer and
submits that there are allegations against the petitioner of not returning
Rs. 8.5 lakhs, which has been taken in arranging the loan amount to the
informant.

5. It appears that there is an agreement, by which, a sum of Rs. 10 lakhs was given by the petitioner to the informant and out of that he has returned Rs. 6,68,000/- to the informant and demand of rest amount was made and allegations are made that the petitioner has taken Rs. 8,50,000/- for arranging the loan amount, I am inclined to provide the privilege of anticipatory bail to the petitioner.

6. Accordingly, the petitioner, named above, is hereby directed to surrender before the learned court within three weeks from today, and in the event of her surrender/arrest, the petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of the like amount each, to the satisfaction of learned Chief Judicial Magistrate, Giridih, in connection with Sariya P.S. Case No. 135 of 2020, subject to the conditions as laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated:-17.09.2025
Amitesh/-