

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 6609 of 2024

Mohan Kumar Mahto @ Mohan Kumar, aged about 30 years, S/O late
Gopal Mahto, R/O Village – Subhash Nagar, Jhanda Chowk, PO & PS –
Bermo, District – Bokaro. **... Petitioner**

Versus

1. The State of Jharkhand.
2. Sunat Giri, S/O late Goma Giri, R/O Village – Kargali Bazar, M.P.I. No.
2, PO & PS – Bermo, District – Bokaro. **... ... Opposite Parties**

CORAM: SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Pankaj Verma, Advocate
: M/s. Trishna Sagar, Advocate
For the Opp. P. No. 2 : Mr. Atanu Banerjee, APP
For the State : Mr. Abhay Kumar Tiwari, APP

06/ 07th July 2025

1. Heard the learned counsel for the parties.
2. This anticipatory bail application under Sections 482 and 484 of the Bhartiya
Nagarik Suraksha Sanhita, has been preferred by the petitioner apprehending
his arrest for offences registered under Sections 420 and 406 of the Indian
Penal Code.
3. The allegation against the petitioner is that the informant had handed over
his ATM card, Bank Passbook, signed cheque – book and some blank pages
of form of bank. It is alleged that by misusing the same, the petitioner has
withdrawn a sum of Rs. 6,12,995/- from his bank account.
4. Learned counsel for the petitioner submits that the entire allegation is false
as admittedly the informant had taken loan from petitioner which has been
admitted in the FIR itself, which was supposed to be returned.
5. Learned A.P.P. representing the State opposes the prayer for anticipatory
bail.
6. Learned counsel appearing on behalf of the Opp. Parties submits that the
informant has taken a loan of Rs. 2,33,500/- but in lieu of that, more than
6,12,995/- was withdrawn.

7. After hearing the parties, I find that there is some amount of loan taken by the informant which has also been admitted in the complaint itself.
8. Considering the nature of dispute, I am inclined to **allow** this anticipatory bail application of the petitioner. The petitioner above named, is directed to surrender before the learned court below within four weeks from the date of receipt of copy of this order and on the event of his surrender or arrest, he shall be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each, to the satisfaction of *learned Court of Sub Divisional Judicial Magistrate, Bermo at Tenughat*, in connection with *Bermo P.S. Case No.0163 of 2023, (GR No. 1436 of 2023)*, subject to the condition that one of the bailers should be a close relative of the petitioner and other should be a resident of State of Jharkhand, having sufficient landed property in his name or in the name of his ancestors in which he is having share and to that effect, he has to file an affidavit before the Trial Court indicating his share in the property.
9. Further, petitioner is directed to appear before the Investigating Officer once in every 15 days and co-operate with the trial till submission of the final report.
10. Accordingly, this anticipatory bail application is **allowed**.

(ANANDA SEN, J.)

Aditi