

IN THE HIGH COURT OF JHARKHAND, RANCHI

A.B.A. No. 6664 of 2025

Amit Kumar Jha aged about 35 years son of Shyam Sundar Jha
resident of Village and PO Kakwara, PS Amarpur, District Banka, Bihar
.... Petitioner

-- Versus --

1.The State of Jharkhand
2.Nitesh Tirkey son of Ajay Tirkey resident of Tamtam Toli, Tirkey
Complex, PO and PS Lower Bazar, District Ranchi Opposite Parties

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner	:-	Mr. Vishal Kr. Tiwary, Advocate
For the State	:-	Mr. Gautam Rakesh, Advocate

2/26.11.2025 Heard learned counsels for petitioner and for State.

2. The petitioner is apprehending his arrest in connection with Lower Bazar P.S. Case No.177 of 2024, for offence registered under section 406, 420, 467, 468, 471 and 120B IPC, pending in court of learned Judicial Magistrate, Ranchi.

3. Learned counsel for petitioner submits that the petitioner and the informant have entered into partnership agreement which has been admitted in the FIR itself. He further submits that the informant has invested money for searching of land as well as making payment to the land owner and only with consent of the informant the money was distributed to the land owner and lot of money was spent on searching of land. He then submits that allegation is made that the petitioner has syphoned away the money and that allegation is made by another partner. He next submits that the partnership agreement is also part of the FIR. On these grounds, he submits that anticipatory bail may kindly be granted.

4. Learned State counsel opposes prayer and submits that allegations are there of taking money of other persons and not providing the land.

5. The partnership agreement is part of the FIR and in paragraph no.2 of the complaint which has been converted into FIR this fact is admitted that the partnership agreement was made on 02.11.2021 and the FIR is lodged by another partner against the petitioner.

6. Considering that the matter is arising out of the agreement of partnership and another partner has lodged the case against the petitioner and the terms and conditions thereof has also been reduced in the said agreement of partnership, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, petitioner, above named, is hereby directed to surrender before learned court within three weeks from today, and in event of his surrender/arrest, petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of like amount each, to satisfaction of learned Judicial Magistrate, Ranchi, in connection with Lower Bazar P.S. Case No.177 of 2024, subject to the conditions as laid down under section 482(2) of Bhartiya Nagrik Suraksha Sanhita (BNSS), 2023.

(Sanjay Kumar Dwivedi, J.)

26.11.2025
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