

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22835 of 2015

Arising Out of PS.Case No. -924 Year- 2014 Thana -SITAMARHI District- SITAMARHI

- =====
1. Vayash Mishra @ Vyas Mishra son of Late Brajnandan Mishra
2. Shivpati Devi wife of Vayash Mishra
both resident of village- Soli Sirsia, Post - Belsand, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Mishra
For the Opposite Party/s Mr. Aditya Narayan Singh 1(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

02/ 09.07.2015 Heard learned counsel for the petitioners as well as
learned Addl. Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Sitamarhi P. S. case no. 924/2014 registered under sections 406
and 420 of the Indian Penal Code.

Admittedly, petitioners executed registered sale deed
in favour of the informant in respect of khata no. 193 measuring
3 decimal of land.

It appears that subsequently, some dispute arose and
the informant pressurized petitioners to return consideration
money and thereafter, petitioners executed an agreement
mentioning therein that they would return consideration money
to the informant but allegedly, they did not do so.

Even if the prosecution story assumed to be true,

then also, dispute of the parties appears to be of civil nature.

Accordingly, in the event of arrest/ surrender within four weeks from the date of receipt of this order to the concerned court, let the above named petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Sitamarhi in Sitamarhi P. S. case no. 924/2014 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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