

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33885 of 2014

Arising Out of PS.Case No. -190 Year- 2013 Thana -SAHPUR District- BHOJPUR

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Shiv Autar Tiwari, Son of Late Rajnath Tiwari, Resident of village –
Bilauti, P.S. Shahpur, District – Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jai Prakash Verma

For the Opposite Party/s : Mr. Parmeshwar Mehta(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

03/ 24-04-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 420,
467, 468 and 471 of the Indian Penal Code.

It is alleged that the petitioner impersonated
Ramakant Pandey and executed power of attorney with regard to
a land in favour of Markandey Singh @ Munna Singh and
Pankaj Kumar Tripathi, who subsequently executed sale deed in
favour of the informant. The informant subsequently went to fix
bamboo on the land when it was conveyed that neither original
land holder executed the power of attorney nor the power of
attorney holders are genuine persons.

It is submitted by learned counsel for the

petitioner that this fact has not been verified whether this petitioner impersonated Ramakant Pandey. Moreover, the sale deed was executed by co-accused Markandey Singh and Pankaj Kumar Tripathi. Co-accused Jaiprakash Ojha, who persuaded the informant to purchase land, has been granted anticipatory bail vide order dated 54123 of 2013.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Bhojpur at Ara in connection with Shahpur P.S. Case No. 190 of 2013, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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