

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34322 of 2015

Arising Out of PS.Case No. -9 Year- 2015 Thana -UDAKISHANGANJ District- MADHEPURA

1. Balram Mishra S/o late Rajeshwar Mishra R/o Village laskhari, P.s
Udakishunganj, District Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra

For the Opposite Party/s : Mr. Anant Kumar (App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 25-08-2015

Heard learned counsels for the petitioner and the State.

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

It is alleged that 1 acres 75 decimals of land was
purchased by the father of the informant in the name of the mother
of the informant namely Pushpa Devi. The accused persons got the
said land settled in their favour by the officers of Survey
Department. It is also alleged that Title Suit No. 45 of 2010 has
been filed making the informant as plaintiff by forging his
signature.

It is submitted by the learned counsel for the petitioner
that title suit is pending and there are series of litigation between
the parties and in that background the accusation has been

levelled. It is further submitted that order under section 106 of the B.T. Act is appealable but instead of filing appeal the present criminal forum has been resorted to.

Considering the accusation levelled in the background of title dispute between the parties and Statement been made in paragraph 3 of the petition that the petitioner has no criminal antecedent, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Udakishanganj, Madhepura in connection with Udakishunganj P.S. Case No.9 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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