

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.19768 of 2015**

Arising Out of PS.Case No. -218 Year- 2013 Thana -DARBHANGA COMPLAINT CASE District-  
DARBHANGA

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Anil Kumar Choudhary son of Late Pradeep Narayan Choudhary resident  
of village- Kathotia, Police Station Krityanand Nagar, District- Purnia.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rama Nand Poddar

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

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

3      24-09-2015      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

Petitioner is apprehending his arrest in connection with  
Complaint Case no. C.R. 218 of 2013 registered under Sections  
420 and 406 of the Indian Penal Code.

Learned counsel for the petitioner submits that petitioner  
being brother of the complainant took power of attorney for sale of  
land belonging to the complainant and after executing sale deeds  
in favour of his wife and sister did not pay the consideration  
money to the complainant. Learned counsel for the petitioner  
further submits that for the same cause of action complainant had  
filed a Title Suit for executing sale deed which is pending for  
adjudication in the court of Sub-Judge, Purnea. Be that as it may,  
the matter is of civil dispute and other accused persons, namely,  
Mina Kumari, Ritesh Kumar and Nilesh Kumar have been  
extended privilege of anticipatory bail in Cr. Misc. no. 15390 of  
2015 vide order dated 16.4.2015.

Considering the aforementioned facts and in view of the fact that Title Suit is already pending, let petitioner above named, in the event of arrest or surrender within a period of three weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Darbhanga, in connection with Complaint Case No. C.R. 218 of 2013, T. R. no. 3717 of 2014 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Anjana Mishra, J)**

sudip/-

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