

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37907 of 2015

Arising Out of PS.Case No. -1094 Year- 2012 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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Arti Singh, D/o Devendra Kumar Singh, R/o Mohalla Idgah, Dehri, Ward
No. 10/16, P.S. Dehri, District Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar
2. Agnu Paswan, S/o Latan Ram, R/o Village Bahoranpur, P.S.
Akorhigola, District Rohtas.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subash Kumar

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

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 07-12-2015

Heard both sides.

The petitioner apprehends his arrest in a case under
Section 420 of the Indian Penal Code.

The complainant alleged that the petitioner talked
with the complainant to sell his house. The petitioner took money
from the complainant but later on the complainant refused to
execute a sale deed although a deed of agreement to sell was also
executed and the same land was sold to someone else on higher
consideration amount. It is submitted that the petitioner is a
widow. Om Narayan Singh had agreed to purchase the land on the
pretext of marrying with her but later on she was brutally assaulted
and the money lying in her account was also fraudulently
withdrawn. The petitioner was found lying in the hospital of Dr.

Sunil Bose at Dehri.

On the face of it, it appears that the dispute is on account of non-performance of an agreement to sell and it is out and out a civil dispute.

Considering the facts aforesaid, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Rajesh Kumar, Judicial Magistrate, 1st Class, Sasaram in Complaint Case No. 1094/2012, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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