

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38278 of 2015

Arising Out of PS.Case No. -133 Year- 2014 Thana -PARASBIGHA District- JEHANABAD

Kaushal Kumar, Son of Sri Baban Sharma, resident of Village- Imalia,
Police Station- Kako in the district of Jehanabad.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 14-12-2015 Heard both sides.

The petitioner apprehends his arrest in Parasbigha
P.S. Case No. 133/2014, registered for the offences punishable
under Sections 420, 406 and 34 of the Indian Penal Code.

The informant alleged that Mamta Kumari and her
husband offered to sell a piece of land of Khata No. 514/218, Plot
no. 1192/3078 and other plots on consideration of Rs. 71, 53,000/-
The informant gave Rs. 15,00,000/- through Bank-draft and Rs.
2,51,000/- after receiving acknowledgement of receipt of money.

It is submitted that the petitioner is a witness of the
deed of agreement to sell. The petitioner did not receive any
money from the informants. It is further submitted that a Title Suit
no. 244/2014 is pending for the execution of the sale-deed. Mamta
Kumari, in whose name the lands stand, has already been

granted anticipatory bail vide order passed in Cr. Misc. No. 9941/2015.

Considering the facts aforesaid and the fact that the petitioner is only a witness of deed of agreement to sell, the petitioner above named in the event of his arrest or surrender before the 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 learned Sub Divisional Judicial Magistrate, Jehanabad in connection with Parasbigha P.S. Case No. 133/2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J.)

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