

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49025 of 2014

Arising Out of PS.Case No. -70 Year- 2014 Thana -MADHEPURA COMPALINT CASE District-
MADHEPURA

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1. Md. Daulat @ Aasin Mohiuddin Son of Late Alijan Mian Resident of
Village - Bhirkhi, Ward No. 26, Police Station - Madhepura, District -
Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Reebha Kumari, Advocate

For the Opposite Party/s : Mr. C. Jawahar (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 23-04-2015 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner apprehends his arrest in Complaint
Case No. 70 of 2014, registered for the offences punishable
under Sections 420, 323, 379, 504/34 of the Indian Penal
Code.

Learned counsel for the petitioner submits that the
entire allegations against the petitioner is misconceived and
false and cannot form the substance of any prosecution against
him, inasmuch as no case is made out against the petitioner
especially under Sections 323 and 379 of the Indian Penal
Code. So far as the question of having disputed plot is
concerned, the petitioner submits that the sale deed executed
by the petitioner was bona fide and, if at all, there was any

dispute, the matter can well be resolved in the title suit, which has already been preferred by the complainant in the year 2012 itself.

Considering the aforementioned submissions and also the nature of dispute, let the above named petitioner, in the event of his arrest or surrender before the court below within a period of two weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhepura in connection with Complaint Case No. 70 of 2014, subject to the conditions as laid down under Section 438(2) of the Indian Penal Code.

(Anjana Mishra, J)

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