

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33723 of 2015

Arising Out of PS.Case No. -2394 Year- 2002 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Arjun Prasad @ Arjun Rai, aged about 56 years, son of Late Ramkishun Rai, resident of Village- Chamanchak, under Gopalpur Police Station now Ramkrishna Nagar Police Station, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Nipendra Kumar Son of Late Srichand Sinha R/o Mohalla- Q. No. A36, Bijaynagar, P.S.- Patrakar Nagar (Kankarbhagh), Dist- Patna at Parmanent Add.Village- Manikpur, P.S.- Chandi, Dist- Nalanda.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Braj Nandan Singh
For the Opposite Party/s : Mr. Narendra Kr.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-08-2015 Heard learned counsels for the petitioner and the State.

Petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 423, 468, 471, 120B of the Indian Penal Code.

It is alleged against the petitioner that petitioner was a witness to the sale deed fraudulently executed by Yogendra Prasad and his sons.

It is submitted by learned counsel for the petitioner that thrust of accusation is against the executants of the sale deed. From the impugned order, it appears that petitioner never appeared. Hence, processes under Section 82-83 Cr.P.C were directed to be issued but the same were set

aside by the learned revisional Court with a direction to the petitioner to appear before learned Court below within a period of one month.

Considering the nature of accusation and the order passed by the revisional Court, it is a case for consideration of prayer for regular bail, if the petitioner surrenders within a period of six weeks in connection with Complaint Case No. 2394(C) of 2002, pending in the Court of learned Judicial Magistrate, 1st Class, Patna.

Accordingly the application is disposed of.

(Dinesh Kumar Singh, J)

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