

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24791 of 2016

Arising Out of PS.Case No. -3252 Year- 2015 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

- =====
1. Sunil Kumar Pandit son of Laxmi Pandit.
 2. Most. Dulari Devi wife of Late Yadunandan Pandit.
 3. Chandan Pandit son of Late Manoj Pandit.
 4. Bikram Mukhia son of Sukhdeo Mukhiya. All are resident of village-
Purikh, Police Station- Bihra, District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Fekan Pandit son of Late Bacho Pandit, Resident of village- Purikh,
Police Station- Bihra, District- Saharsa.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Goutam
For the Opposite Party/s : Mr. Sanjay Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 15-06-2016 Supplementary affidavit is filed on behalf of the
petitioners.

Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Complaint Case No. 3252 C of 2015 in which prima facie case for
the offences punishable under Sections 120B, 504, 420, 467, 468,
193 of the Indian Penal Code was found true against the
petitioners.

According to complaint case, petitioners no. 1 to 3

transferred some lands in favour of petitioner no. 4 though the said lands had fallen in the share of complainant.

Submission on behalf of the petitioners is that even if the prosecution story, as propounded by the complainant, assumed to be true, then also, it is a case of civil dispute and moreover, a proceeding under Section 144 of the Cr.P.C. was initiated and in the said proceeding, the claim of petitioners no. 1 to 3 was found true.

Considering the aforesaid facts and circumstances as well as submissions of the parties, particularly, keeping in mind that warrants of arrest have already been issued against the petitioners, this anticipatory bail petition is allowed and it is ordered that petitioners, in the event of their arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Sri S. Das, Judicial Magistrate 1st Class, Saharsa in Complaint Case No. 3252 C of 2015 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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