

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38556 of 2016

Arising Out of PS.Case No. -48 Year- 2016 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Ajay Shukla son of Sajawal Shukla resident of village Panchbhiriya PS
Ramgarhwa at present Ambika Nagar Motihari PS Jariya District East
Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gopal Sharan Singh

For the Opposite Party/s Mr. Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 17.09.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 406
and 420/34 of the Indian Penal Code.

The accusation against the petitioner is that he took huge
amount from the informant for execution of sale deed and
accordingly, executed an agreement for sale but refused to execute
absolute sale deed at the time of registration.

Submission on behalf of the petitioner is that petitioner had
not executed an agreement for sale and, as a matter of fact, petitioner
had already sold the aforesaid land by executing registered sale deed
in favour of one Mamta Pandey. It is further stated that even if the
prosecution story assumed to be true, then also, it is case of civil
dispute.

Considering the aforesaid facts and circumstances as well as

submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, East Champaran at Motihari in Turkauliya (Banjariya) P.S. Case no. 48/2016.

shahid

(Hemant Kumar Srivastava,J)

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