

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33396 of 2016

Arising Out of PS.Case No. -551 Year- 2013 Thana -NAWADA District- NAWADA

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1. Gopal Prasad Bhagat, son of Late Ramchandra Prasad Bhagat,
 2. Bijendra Kumar, son of Late Badri Pandit, Both residents of Mohalla-
Purani Bazar, Nawada P.S.- Nawada in the district of Nawada.

.... Petitioners

Versus

1. The State of Bihar.
2. Shanti Devi Wife of Hira Lal Sao Resident of Mohalla- Par Nawada Teli
Tola, P.S.- Nawada, District- Nawada. Presently residing at 9 (A) Golf
Club, Tollyganj Kolkata-33, P.S.- Yadavpur, District- 24 Pargana, West
Bengal.

.... Opposite Parties.

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 26-08-2016 Heard learned counsel for the petitioners and the

learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Nawada Town P.S. Case no. 551 of 2013, registered under
Sections 467, 468, 471, 420, 323 and 504 of the Indian Penal
Code.

The accusation is that the petitioner got executed the
sale deed of Plot No. 6101, Khata No. 107, Area 17. ½ Decimal
of village Par Nawada Teli Tola of informant from Saroj Sao, son
of the informant/complainant on payment of consideration of Rs.
13,20,000/-.

Learned counsel for the petitioners submits that, in fact, Saroj Sao, son of the complainant/informant approached the petitioners to execute the sale deed saying that in partition the land had come in his share. Thereafter, petitioners got executed the sale deed as such the petitioners purchased the land bonafidly knowing that the said land was of the son of the informant after family partition.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nawada in connection with Nawada Town P.S. Case No. 551 of 2013, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J.)

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