

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29569 of 2016

Arising Out of PS.Case No. -123 Year- 2015 Thana -RUNISAIDPUR District- SITAMARHI

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1. Paras Sahni S/o late Khelawan Sahni R/o Mahindrabara Tola Harinagar,
P.S. Runnisaidpur, District Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma

For the Opposite Party/s : Mr. M. Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

4 10-11-2016

Heard Mr. Sharma for the petitioner and Mr. Dayal,

APP for the State.

Petitioner apprehends his arrest in connection with
Runnisaidpur P.S. Case No. 123 of 2015 registered under sections
420 and 406 of the Indian Penal Code.

Petitioner is not named in the first information report
which was lodged in connection with something which happened
12 years ago. The person who was to sell the land did not sell the
land in favour of the informant and subsequently it was sold in
favour of the daughter-in-law of the petitioner. From the
impugned order, it appears that the petitioner was granted the
benefit of Section 41(1) of the Cr.P.C. The learned Sessions Judge
having regard to that while disposing of the bail application made
observation in paragraph 7 of the said order.

Mr. Dayal states that in view of the above as also the fact that in course of investigation, the petitioner was given the benefit of Section 41(1) of Cr.P.C., he has no reasonable apprehension.

In the light of the observation made in the impugned order of the learned Sessions Judge, the bail application is disposed of permitting the petitioner to surrender and seek bail.

(Kishore Kumar Mandal, J)

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