

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.31120 of 2016

Arising Out of PS.Case No. -432 Year- 2014 Thana -BAGHA District-
WESTCHAMPARAN(BETTIAH)

- =====
1. Sheshnath Yadav, son of late Shambhu Yadav, Resident of village-Pakargaon, P.O.- Kharpokhara, Police Station- Bagaha, District-West Champaran
 2. Kaushlya Devi, Wife of late Jangi Sah, Resident of village-Kharpokhara, Police Station-Bagaha, District-West Champaran
 3. Subhas Yadav @ Subash Yadav, Son of late Mahadeo Yadav, Resident of Village-Barwa, Police Station-Bagaha, District-West Chanparan
 4. Om Prakash Dharikar, Son of Sheshnath Dharikar, Resident of Village-Pathkhauri, Police Station-Bagaha, District-West Champaran, at Present resident of village- Dhadh Wariyarwa, Police Station-Semra, District-West Champaran
- Petitioners

Versus

1. The State of Bihar
 2. Rabindra Kishore Singh, Son of late Gorakh Singh, Resident of village-Banchahari, Police Station -Bagaha, District-West Champaran
- Opposite Parties
- =====

Appearance :

For the Petitioners : Mr. Brij Kishor Mishra, Advocate
For the Opposite Parties : Mr. Jitendra Kumar Singh (APP98)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

2 22-08-2016 Heard the counsel for the petitioners and Mr. Jitendra
Kumar Singh, APP for the State.

The petitioner(s) herein seek anticipatory bail in Bagaha P.S. Case No. 432 of 2014, registered under Sections 420,467,468,471 and 120B of the Indian Penal Code.

Its alleged that the land belonged to the informant since 1992 which was illegally sold in 2014 by petitioner no.2 in favour of petitioner no.3, in which petitioner no.1 and petitioner no.4 cooperated.

It is submitted by the petitioner(s) that upon making

investigation, the police found it a case of title dispute between two parties. Petitioner no.2 has asserted title over the land. Differing from the same, learned Additional Chief Judicial Magistrate-1st, Bagaha has taken cognizance and hence the apprehension.

Looking to the nature of allegations and the fact that they were exonerated by the investigating agency, I am persuaded to grant the privilege of anticipatory bail to petitioner(s). Let the petitioner(s) above named, in the event of arrest/surrender within four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-1st, Bagaha, West Champaran in Trial No. 1057 of 2016 arising out of Bagaha P.S. Case No.432 of 2014 subject to the condition that one of the bailors shall be their own/close family members. The petitioner(s) shall appear in person on each date fixed at the trial. In case of default in appearance on two consecutive dates, the trial court shall have liberty to cancel their bail bonds.

(Kishore Kumar Mandal, J.)

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