

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40653 of 2016

Arising Out of PS.Case No. -133 Year- 2016 Thana -BIRPUR District- SUPAUL

- =====
1. Khuda Baksha @ Khuda Baksha Ansari @ Bikan @ Bikan Ansari S/o late Kishmat Ansari Resident of Village- Dinbanhdi.
 2. Ganeshi Sharma S/o late Subi Sharma Resident of Village- Rampur, Both P.S. Baluwa Bazar, District Supaul.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Sri Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 22-09-2016 Heard learned counsel for the petitioners and

learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises out of Birpur (Balua Bazar) P.S. Case No. 133 of 2016, disclosing offences under Sections 384 and 506/34 of the Indian Penal Code.

It is alleged against the petitioners that they have misrepresented the informant with respect to a land, which is a Government land, to be their own and took certain amount from the informant for allowing her to live over the said land.

Learned counsel, appearing on behalf of the petitioners, has submitted that the allegation of payment of any

amount to the petitioners is absolutely incorrect.

Considering the nature of dispute, this application is allowed. Let the petitioners, above-named, in the event of thier arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Birpur, Supaul in connection with Birpur (Balua Bazar) P.S. Case No. 133 of 2016, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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