

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11229 of 2016

Arising Out of PS.Case No. -485 Year- 2014 Thana -BUXAR District- BUXAR

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Deepak Kumar, son of Birendra Singh, resident of Village- Basahi, P.S.-
Rajpur, District- Buxar, at present Niranjanpur, P.S.- Buxar (Industrial
Area), District- Buxar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ravindra Kumar, Advocate

For the Opposite Party : Mr. Kumar Ranjit Ranjan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-05-2016

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in
connection with Buxar (Town) P.S. Case No.485 of 2014 for the
offences instituted under Sections 341, 323, 504, 406, 420 and
379/34 of the Indian Penal Code.

The prosecution case, in brief, is that one Pramod
Kumar Thakur, son of Late Sidhnath Thakur gave a typed written
report before the S.H.O., Buxar Town P.S. stating that he was
valid registered owner of the two Tata trucks bearing registration
no.BR-GB-7510 and other truck bearing registration no.BR-044G-
0596 and executed an agreement with Deepak Kumar son of
Birendra Singh in respect to sale the truck no.BR-044-0596 and
hand over the same to the petitioner and it was agreed between
both parties that petitioner will pay Rs.4,51,000/- in cash to him

and Rs.62350/- cash of 42 installments will also paid to the insurance company. Further it is stated that petitioner at the time of execution of said agreement, petitioner is said to have paid Rs.1,51,000/- cash.

It is submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. The matter relates to hire and purchase of the truck in question. Prior to institution of the present case vide Annexure-2, a case was instituted by the petitioner against the informant and others. The truck in question is in possession of the informant.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of arrest or surrender in the court below within a period of six weeks, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Buxar, in connection with Buxar (Town) P.S. Case No.485 of 2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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