

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14517 of 2016

Arising Out of PS.Case No. -442 Year- 2015 Thana -LAHERIASARAI District- DARBHANGA

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1. Rampukar Paswan s/o Late Ganesh Paswan
 2. Naz Ahmad @ Md. Naaz Ahmad
 3. Md. Rizwan @ Raja, both sons of Late Md. Reza, All R/o Mohalla-
Ekmi Ghat, P.S.- Bahadurpur, District- Darbhanga

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Parmeshwar Mehta(APP)

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 28-04-2016 Heard learned counsel for the petitioners and

learned A.P.P. for the State.

Petitioners apprehend their arrest in connection

with Laheriasarai P.S. Case No. 442 of 2015 registered for

offences punishable under Sections 406, 420, 467, 468 and

471 of the Indian Penal Code.

The prosecution case, in brief, is that informant

purchased one katha land and in lieu thereof paid

consideration money of Rs. 9,60,000/- to Md. Rizwan, who

gave it to land owner, Md. Anas. Later, it was found that

real name of Md. Anas is Md. Jiyaul Haque and is not the

land owner and thereby he cheated the informant.



It has been submitted by the counsel for the petitioners that main allegation is upon one Md. Anas, who is alleged to be an imposter fabricating his identity and PAN card, but the petitioners have no hand in dealing the said land as consideration money was paid to one Md. Anas. It has further been submitted that the matter relates to civil dispute and the petitioners have no connection with the transaction between the informant and one Md. Anas.

However, learned A.P.P. for the State submits that the petitioners have criminal antecedent and are named in the First Information Report and hence, opposes the prayer for bail.

Be that as it may, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of eight weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand only) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Laheriasarai P.S. Case No. 442 of 2015, subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

However, it is made clear that a number of cases

are pending against petitioner no.3, Md. Rizwan @ Raja, as such, if in future, he is found to have indulged in similar nature of offence, learned court below will be at liberty to cancel his bail bond without being prejudiced by this order.

(Nilu Agrawal, J.)

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