

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47388 of 2016

Arising Out of PS.Case No. -28 Year- 2016 Thana -SULTANGANJ District- PATNA

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1. Mahendra Kumar Yadav Son of Late Sita Ram Yadav resident of
Mohalla - Sahganj, Nahar Road, Police Station Sultanganj, District - Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Mouar

For the Opposite Party/s : Dr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 22.12.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 406,
420 and 427/34 of the Indian Penal Code.

Petitioner happens to be maternal nephew of the informant
and it is alleged that he took the shop of the informant to run the
aforesaid shop but dishonestly sold entire articles of the said shop and
also got executed an agreement from the landlord of the shop in his
favour.

Submission on behalf of the petitioner is that there is
dispute between the parties on the point of running business and, as a
matter of fact, when landlord gave the aforesaid shop to the petitioner,
informant annoyed of the act of the landlord and he lodged the present
case against the petitioner and landlord of the aforesaid shop. It is
further submitted that landlord of the aforesaid case has already been



granted privilege of anticipatory bail by a coordinate bench of this court whereas petitioner is in jail custody since 8.9.2016.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of Sri A. K. Roy, Judicial Magistrate, Ist Class, Patnacity/ concerned court in Sultanganj P.S. Case no. 28/2016.

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(Hemant Kumar Srivastava,J)

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