

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9966 of 2016

Arising Out of PS.Case No. -71 Year- 2015 Thana -ASHTHWAN District- NALANDA
(BIHARSHARIFF)

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1. Sanjay Kumar Son of Brahamdeo Ram resident of village - Rami Bigha,
P.S. Asthawan, District – Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. M.K. Khare (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 02-03-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The accusation against the petitioner is that he entered into an agreement with informant and as per the aforesaid agreement, he took rupees thirteen lacs from the informant but did not part the profit of the brick-kiln.

Learned counsel for the petitioner submits that there was not a single chit of paper to prove the aforesaid transaction and as a matter of fact, an agreement was prepared but when informant failed to perform the terms and conditions of the aforesaid agreement, the matter was ended. Moreover, even if the prosecution story assumed to be true, then also, it is a case of civil

dispute.

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/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Nalanda at Bihar Sharif in connection with Asthawan P.S. Case No. 71 of 2015.

(Hemant Kumar Srivastava, J)

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