

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6675 of 2016

Arising Out of PS.Case No. -173 Year- 2013 Thana -SAHPUR District- BHOJPUR

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1. Jitendra Kumar Yadav Son of Sadhu Saran Yadav, Resident of Village -
Paiga, P.O. - Gundi, P.S. - Barhara, District - Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Nath Sinha

For the Opposite Party/s : Mr. Narendra Kr.Singh(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

3 03-05-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 420/
467/468/406/323/504 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
allegation against the petitioner is that he along with other co-
accused persons had cheated rupees one lac on the pretext of
installation of a tower over the plot of land belonging to the
informant. It is further alleged that the petitioner and other co-
accused persons prepared a forged agreement and embezzled an
amount of rupees one lac. It is stated by the petitioner that no such
occurrence even took place and the petitioner is a co-villager and
has been drawn unnecessarily into the present case only because

he was a witness in another agreement.

Learned counsel appearing on behalf of the State after perusing the case diary submits that two of the witnesses have supported the case, however, there is no eye-witness to indicate that the aforesaid money was handed over to the petitioner in their presence.

Considering the vague nature of allegations made and that there is no eye-witness to the money changing hands, let the petitioner, in the event of his arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate Ara, Bhojpur in connection with Sahpur P.S. Case No. 173/2013, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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