

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14575 of 2016

Arising Out of P.S. Case No. -200 Year- 2015 Thana -LAHERIMUHALLA
District- NALANDA (BIHARSHARIFF)

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1. Aruna Devi, W/o Late Rajendra Kumar Rastogi.
2. Gaurav Rastogi @ Gaurav Kumar Rastogi, S/o Late Rajendra Kumar Rastogi.

Both resident of Mohalla- Bhathuria, P.S.- Laheri Town-
Biharsharif, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Raj, Adv.

For the State : Mrs. Indu Bala Pandey (App)

For the Complainant : Mr. S.K. Thakur, Adv.

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

5 26-08-2016 Heard learned counsel for the petitioners,
learned counsel for the complainant and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Laheri P.S. Case No. 200 of 2015 (Complaint
Case No. 917 (C) of 2015), disclosing offences under
Sections 420, 406 and 120B of the Indian Penal Code.



The allegation against petitioner No. 1 is that she was holding power of attorney, executed in her favour by the complainant. On the strength of said power of attorney, petitioner No. 1 is said to have executed sale-deeds pertaining to sell of lands, which belonged to the complainant, in favour of certain persons including her son, who is petitioner No. 2 herein. It is alleged against petitioner No. 1 that she did not pay the sale amount to the complainant.

Learned counsel for the petitioners has submitted that the petitioner No. 1 has offered to pay the entire amount, as mentioned in the sale-deeds, as consideration money against the sale of the lands in question within a period of one month from today.

In view of the submission, as above, this application is allowed. Let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of **learned Chief Judicial Magistrate, Nalanda at Biharsarif**, in connection with **Laheri P.S. Case No. 200 of 2015 (Complaint Case No. 917 (C) of 2015)**, subject to the condition laid down under

Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners, above named, shall present themselves before the police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Praveen-II/-

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