

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1705 of 2016

Arising Out of PS.Case No. -341 Year- 2015 Thana -MOHANIA District- BHABHUA (KAIMUR)

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1. Lal Bahadur Chaudhary son of Late Ram Kishun Chaudhary Resident of
Village- Ban Ke Bahuwara, P.S.- Kudhani, District- Kaimur at Bhabhua.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey

For the Opposite Party/s : Mr. Akbar Ali(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

3 14-03-2016 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 420 and 406 of the
Indian Penal Code.

The prosecution case is that the petitioner and co
accused Vijay Bahadur Choudhary agreed to transfer the land
pertaining to Khata no. 43, Plot no. 325 area six decimals in
favour of the informant on 10.8.2015 on consideration amount of
rupees three lacs but ultimately the sale deed was not registered.

On the joint prayer of the parties, the matter was
referred to the Mediation Centre of Bihar State Legal Services
Authority vide order dated 13.1.2016. The report of the Mediator
at Flag B reflects that the petitioner has already paid rupees twenty

thousand to the O.P. No. 2 and is ready to return Rs.2,10,000/- in seven equal monthly installments to be paid on or before 10th day of every succeeding month. On return of Rs.2,10,000/- the informant agreed to withdraw all the three cases filed against the petitioner and others. This contention of learned counsel for the petitioner is not being controverted by the learned counsel for the informant.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Kaimur at Bhabua in connection with Mohania P.S. Case No. 341 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the report of the Mediator along with the memorandum of agreement between the parties be transmitted to the learned court below.

(Dinesh Kumar Singh, J)

Anil/-

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