

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45752 of 2017

Arising Out of PS.Case No. -138 Year- 2016 Thana -JAKKANPUR District- PATNA

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Bhola Kumar Son of Subhash Rai, R/o Mohalla- Bagrahpur, P.S.-
Jakkanpur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar, Adv.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 20-09-2017

Heard the learned counsel for the petitioner.

The petitioner seeks regular bail in connection with
Jakkanpur P.S. Case No. 138 of 2016 dated 07.06.2016 for the
offences punishable under Sections 420, 34 of the Indian Penal
Code.

The case of the prosecution is that the informant
Mundari Devi was allured by the petitioner and others for paying
huge amount of money with the promise that they would execute a
sale deed. However, they had not executed any sale deed and had
misappropriated the said amount.

Learned counsel for the petitioner submits that as far
as other two accused persons are concerned, on whom absolutely
similar allegations have been levelled, have already been granted



bail by the learned trial court. It is further submitted that the present case is purely a case of civil nature and at best civil case can be initiated and the present criminal prosecution is mala fide in nature.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be enlarged on regular bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Sub-Judge-I-cum- A.C.J.M., Patna in connection with Jakkanpur P.S. Case No. 138 of 2016.

(Mohit Kumar Shah, J)

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