

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17928 of 2017

Arising Out of PS.Case No. -43 Year- 2016 Thana -SHEKHPURA COMPLAINT CASE District-
SEKHPURA

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1. Sanjay Singh, Son of late Lalan Singh.
2. Hariom Singh @ Hariom Kumar, Son of Sanjay Singh, Both Resident of
Village- Delhwa, P.S. Barbigha, District- Shekhpura.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Tanik Pandit, S/o late Hans Raj Pandit, Resident of Village- Keoti, P.S.
Barbigha, District- Sheikhpura.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

2 20-07-2017 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with Complaint Case No. 43 C of 2016, registered under Sections
323, 341, 504, 420, 418 and 406 of the Indian Penal Code but later
on, cognizance has been taken under Sections 323, 504, 406 and
420 of the Indian Penal Code.

The accusation is that, on 23.04.2015, the petitioners
entered into an agreement with complainant for construction of the
house, on which, complainant purchased bamboo and other
materials and started construction work. After finishing the
construction work, the complainant made demand of Rs. 1,03,000/-
as wage but the petitioners avoided to give the money and also gave



assurance to pay entire money after eight days. On 30.01.2016, when the complainant made demand of Rs.1,03,000/- then petitioners started to abuse him and also refused to give the money, bamboo and other materials of the complainant.

Learned counsel for the petitioners submits that, in fact, labour charge regarding the construction work of the house of the petitioners has already been paid but due to petty matter the present case has been lodged with false allegation. Further submission is that petitioners have no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioners be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-II, Sheikhpura, in connection with Complaint Case No. 43 C of 2016, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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