

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44762 of 2017**

Arising Out of PS.Case No. -40 Year- 2017 Thana -BALUA BAZAR District- SUPAUL

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1. Gaure Lal Sah Son of Late Bhagwat Sah Resident of Balua Bazar, P.S.-  
Baluz Bazar, District- Supaul.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Arun Kumar Jha

For the Opposite Party/s : Mr. Sri Mritunjay Kumar Nirala

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      16-10-2017                      Heard the parties.

The petitioner seeks regular bail in connection with  
Balua Bazar P.S.Case No.40 of 2017 registered for offences  
punishable under Sections 341, 323, 354(B), 379, 384, 385, 427,  
504, 506 and 34 of the Indian Penal Code.

Allegation against the petitioner is of trying to  
dispossess the informant from the bamboo plant of the informant  
also demand of extortion of Rs.2 lac. Further allegation is of  
assault.

Submission of the learned counsel for the petitioner  
is that petitioner is own brother of the husband of the informant  
and as there is land dispute between the parties, he has been  
implicated in this false and concocted case. The petitioner is in



custody for 3 ½ months.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Supaul in connection with Balua Bazar P.S.Case no.40 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be local person having sufficient immovable property within the jurisdiction of concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidences.
- (iii) The petitioner shall co-operate in disposal of trial and make himself available as and when required by the court concerned and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

**(Vinod Kumar Sinha, J)**

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