

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.643 of 2017

Arising Out of PS.Case No. -398 Year- 2015 Thana -CIVIL LINE District- GAYA

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Md. Shaukat Ali @ Shaukat Ali Son of Hazi Mohammad Qamruddin
resident of mohalla - Gewal Bigha, near Munni Masjid, P.S. - Civil Lines,
District - Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Anil Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-01-2017 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Civil Lines P.S. Case No. 398 of 2015 for the offences
instituted under Sections 420, 406, 468, 471, 34 and 120B of the
Indian Penal Code.

The allegation against the petitioner is that he along
with other co-accused by personating Lalan Yadav as Secretary of
Hankuk Buddhist Society got a sale deed executed purportedly
transferring a portion of Korea temple in their favour.

It has been submitted on behalf of the petitioner that the
petitioner has falsely been implicated in the present case. There is
no allegation of tampering of witnesses alleged against the



petitioner. There was a 144 Cr.P.C. proceeding between the parties. The same has been decided in favour of the petitioner. The Mutation Appeal has also been decided in favour of the petitioner. The petitioner is a bonafide purchaser of the property in question. The matter relates to Civil dispute. A Title Suit is also pending between the parties.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Civil Lines P.S. Case No. 398 of 2015 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Gaya, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J.)

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