

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26268 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

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Sundar Kant Jha @ Sunder Kant Jha Son of Late Sukhdev Jha, Resident of
Village- Barahi, P.S.- Nauhatta, District- Saharsa.

.... Petitioner

Versus

1. The State of Bihar.
2. Bharat Bhushan Jha, Son of Late Phuleshwar Jha, Resident of Village-
Barahi, P.S.- Nauhatta, District- Saharsa.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Pramod Mishra, Advocate.
For the Opposite Parties : Mr. Ram Bilash Roy Raman, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 13-07-2017 Heard both sides.

The petitioner apprehends his arrest in Complaint Case
No. 41C of 2017 registered for the offences punishable under
Sections 466, 469 and 34 of the Indian Penal Code.

The complainant alleged that the petitioner got the
Jamabandi in his name without any order from the Circle Officer.

Learned counsel for the petitioner submits that the
petitioner has not played any role in getting his name mutated in
Jamabandi. It was the duty of the Revenue Clerk who issued rent
receipts in the name of the petitioner without obtaining proper
order from the Circle Officer.

On the other hand Mr. Mahendra Pathak, learned



counsel for the informant opposed the prayer for anticipatory bail.

Considering the facts aforesaid and the facts that rent receipt is issued by the Revenue Clerk only after obtaining proper order from the Circle Officer, the petitioner above named in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Saharsa in Complaint Case No. 41C of 2017, Subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J.)

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