

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7096 of 2017

Arising Out of PS.Case No. -583 Year- 2016 Thana -WEST CHAMPARAN COMPLAINT District-
WESTCHAMPARAN(BETTIAH)

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Dinesh Pathak @ Umesh Pathak S/o Late Rudra Narayan Pathak Resident
of Village - Gudari Bazar, P.O. + P.S. - Bagaha, District - West Champaran.
.... Petitioner

Versus

1. The State of Bihar.
 2. Binod Kumar S/o Rameshwar Prasad Resident of Village - Bagaha,
Marwari Bazar, P.O. + P.S. - Bagaha, District - West Champaran.
.... Opposite Parties
- =====

Appearance :

For the Petitioner : Mr. P.K. Shahi, Sr. Advocate
Mr. Sanjeev Kumar, Advocate.
For the State : Mr. Iftekhar Mahmood, APP
For the Opp.party no.2 : Mr. Ramakant Sharma, Sr. Advocate
Mr. Bajarangi Lal, Advocatae
Mr. A.K. Ghosh, Advocaate.

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

4 10-03-2017 Reply to the counter affidavit has been filed on behalf
of the petitioner. Let it be kept on the record.

Heard the learned counsel for the petitioner, the
learned A.P.P. for the State as also the learned counsel for the
Opposite party no.2.

In this application for anticipatory bail the petitioner
apprehends his arrest in connection with Complaint Case No. C-
583 of 2016 for the offences punishable under sections 420 and
467 of the I.P.C.

The petitioner and the Opposite party no.2 both are
present with their learned counsels.

The learned counsel for the petitioner submits that



both the parties have settled the dispute amicably. The petitioner will return the consideration amount of Rs. 6,00,000/- to the opposite party no.2, the complainant, within six months and the first installment will be Rs. 50,000/- which will be paid in this month. The opposite party no.2 will execute the sale deed in favour of the petitioner or the person whom the petitioner will name and within six months the entire consideration amount of Rs.6,00,000/- will be paid.

In the light of the aforesaid undertaking the petitioner, in case of his arrest or surrender within six weeks from the date of receipt/production of a copy of this order shall be released on provisional bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of. A.C.J.M. Bagaha, West Champaran in connection with above mentioned case, and after return of the whole consideration amount of Rs. 6,00,000/- and further after execution of the sale deed by the opposite party no.2 in favour of the petitioner or his nominee the bail bond of the petitioner shall be confirmed by the learned court below itself, failing which the bail order granted shall be deemed to be cancelled.

Abhay/-

(Jitendra Mohan Sharma, J)

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