

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5799 of 2018

Arising Out of PS.Case No. -124 Year- 2017 Thana -BALIA District- BEGUSARAI

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1. SURANJAN SINGH S/o Late Ram Bahadur Singh, R/o Village-
Manserpur, P.S.- Balia, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pritish Kumar Lal

For the Opposite Party/s : Mr. Anusuiya Jaiswal

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 02-02-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 09.11.2017
in connection with Balia P.S. Case No. 124/2017 registered for the
offences punishable under Sections 363/34/ of the Indian Penal
Code, Later on, Section 302 of the Indian Penal Code was added.

Learned counsel for the petitioner submits that
originally when the case was lodged, the informant had alleged the
involvement of certain other persons whose names have been
recorded in the First Information Report. However, after a lapse
of five years as an afterthought, the name of the petitioner has also
been taken during the course of investigation by the said
informant. As such, the petitioner is facing prosecution.

Learned counsel for the petitioner submits that long



back there had been some dispute regarding a piece of land belonging to cousin of the informant and since the petitioner is the adjacent landholder who had been constructing his wall, the dispute has arisen between the parties. Learned counsel for the petitioner further submits that it is only on the basis of conjecture and surmises that the name of the petitioner has been taken.

Considering the entire gamut of circumstances and that the petitioner has got no criminal antecedent, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Begusarai, in connection with Balia P.S. Case No. 124/2017.

(Anjana Mishra, J)

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