

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39231 of 2018

Arising Out of PS.Case No. -6 Year- 2015 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

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1. Birendra Lal Das S/o Late Nandan Lal Das @ Naresh Lal Das,
Permanent R/o Basantpur Ward No. 11, P.S.- Birpur, District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Raj Sinha S/o Tapeswar Lal, R/o Puwari Tola, Bangaun, Ward no. 12,
P.S.- Bangaun, District- Saharsa.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 06-07-2018 Heard both sides.

The petitioner apprehends his arrest in Complaint Case
No.6C of 2015 registered under Sections 468, 471 and 420 of the
Indian Penal Code.

The complainant alleged that the petitioner
fraudulently executed sale deed with regard to his land in favour
of Narendra Jha and others.

The learned counsel for the petitioner submits that
Tapeswar Lal, the father of the complainant filed Title Suit
No.23 of 2015 for declaration of title over the disputed land but
the son of complainant filed this complaint case without



mentioning the details of the land. In fact, the petitioner has got share in the land. The grandfather of the petitioner was co-sharer of the complainant.

Having considered the facts aforesaid and the nature of allegation made against the petitioner and the fact that the dispute is of civil nature for which father of the complainant has already filed Title Suit No.23 of 2015, the petitioner, above named, in the event of his arrest or surrender before the learned 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 A.C.J.M., Saharsa in connection with Complaint Case No.6C of 2015, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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