

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51962 of 2018

Arising Out of PS.Case No. -125 Year- 2017 Thana -SHAHKUND District- BHAGALPUR

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Bittan Jha @ Rupesh Jha son of Late Lalan Jha, resident of Village-
Borgaon (Dariyapur) P.S.- Shahkund (Sajaur), District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashutosh Kumar

For the Opposite Party/s : Mr. Sri Shailendra Kumar -1

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2. 20-09-2018

Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner, in the present case, is seeking regular
bail in connection with Shahkund P.S. Case No. 125/2017,
G.R. No. 2833/2017 registered for the offence punishable
under Sections 419, 420, 467, 468, 471 of the Indian Penal
Code and 40 of the B.M.C.C. Rule 1972 and Shilting Minings
Transport 2003 under Section 618.

Learned counsel for the petitioner submits that as
per allegations made by the Supervisor of the company, this
petitioner had contracted and had taken Rs. 10,000/- allowing
the Supervisor to extract the soil from the land saying that the
land belong to this petitioner but later on when the police
stopped the Supervisor of the company from digging the land
and it was told that the land belonged to the government, the
petitioner did not produce any paper regarding the ownership
of the land.

Learned counsel for the petitioner submits that



the petitioner has been falsely implicated in the present case. he is a student and is preparing for competitive examination but due to village politics he has been framed in this case. Learned counsel submits that the petitioner was earlier also falsely implicated in three cases but in all those cases the petitioner has been granted regular bail by the learned court below.

Learned Additional Public Prosecutor for the State has opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case and the nature of allegation and submissions made before this court, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 15,000/- (Rupees fifteen thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Bhagalpur, in connection with Shahkund P.S. Case No. 125/2017, G.R. No. 2833/2017, subject to condition as laid down under Section 437(3) of the Code of Criminal Procedure.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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