

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42544 of 2018

Arising Out of PS. Case No.-136 Year-2018 Thana- RAJIVNAGAR District- Patna

Bijendra Singh, S/o Harisharan Singh, Resident of Anand Bhawan, Ashokpuri
Road, Khajpura, P.S. Shastrinagar, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Bihar State Housing Board, Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate.

For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr. Gautam, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 19-07-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Rajeev Nagar P.S. Case No. 136 of 2018 registered under Sections
420, 467, 468, 469, 470 and 471/34 of the Indian Penal Code and
Section 3 of Public Property Damage Act.

The accusation is that, in course of inspection by police
official of Rajiv Nagar Police Station, the boundary wall over a piece
of land acquired by Bihar State Housing Board the said land was
being constructed under the supervision of Munsii Sravan Kumar,
Ram Shevak Chauhan and Ramanand Pandit. On query, Munsii
Sravan Kumar disclosed that boundary wall is being constructed by
petitioner, Bijendra Singh, who was not there. As such, petitioner on
the basis of forged documents tried to capture the land of Bihar State



Housing Board.

Learned counsel for the petitioner submits that it would appear from the F.I.R. that petitioner was not apprehended at the spot rather Munsii Sravan Kumar disclosed the name of petitioner. The petitioner has no concerned with the piece of land which is said to be acquired by the Bihar State Housing Board in Rajiv Nagar. Only on the basis of statement of Munsii Sravan Kumar, who was present at the place of occurrence, petitioner has falsely been implicated in this case without verifying the truth.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-III, Patna, in connection with Rajeev Nagar P.S. Case No. 136 of 2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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