

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60269 of 2018

Arising Out of PS.Case No. -107 Year- 2015 Thana -SAMASTIPUR District- SAMASTIPUR

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1. Pavitra Paswan @ Pavit Paswan, son of Late Rupan Paswan,
 2. Rajesh Paswan, Son of Gango Paswan, Both resident of Village
 Gangapur, P.S. Musarigharai, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sujit Kumar Singh

For the Opposite Party/s : Mr. Tapeswar Sharma

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
 SRIVASTAVA**
 ORAL ORDER

03/ 06.10.2018 Heard learned counsel for the petitioners as well as
 learned Addl. Public Prosecutor for the State.

Petitioners apprehend their arrest in connection
 with Samastipur Town P. S. case no. 107/2015 registered
 under sections 406, 420, 468 and 120B of the IPC.

The accusation against the petitioners is that they
 got executed registered sale deed of the house and land of
 the informant.

Learned counsel for the petitioners submits that, as
 a matter of fact, the informant himself executed registered
 sale deed in favour of the petitioners after taking
 consideration money but subsequently, on the instigation of



enemy of the petitioners, lodged this false case. He, further, submits that moreover, informant did not file any suit for cancellation of registered sale deed and unless registered sale deed is cancelled, it can not be said that the petitioners got executed the aforesaid registered sale deed by playing fraud upon the informant.

Considering the aforesaid facts and circumstances as well as submissions of the parties, in the event of arrest/ surrender within six weeks from the date of receipt of this order to the concerned court, let the petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Samastipur in Samastipur Town P. S. case no. 107/2015 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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