

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58044 of 2018

Arising Out of PS. Case No.-183 Year-2014 Thana- DUMRA District- Sitamarhi

Manish Kumar Son of Late Bhagyanarayan Panday, resident of Village-
Bakhari Khajuri, Police Station- Dhaka, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Ramesh Upadhyay, Son of Uday Narayan Upadhyay, resident of Village-
Parsauni Gop, P.S. Purnahiya, District- Sheohar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s : Mr. Sri Rajeev Nayan

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-10-2018 A Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner is apprehending arrest in a case
registered under Sections 406 and 420 of the Indian Penal Code.

The prosecution case, in short, is that an agreement
was made between the informant and accused person on
payment of advance consideration money but later the accused
denied to execute the same.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. An agreement for sale had taken place between the
parties. After the institution of the present case, the matter has



already been settled between the parties vide Annexure-3 to the present application.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Dumra P.S. Case No. 183 of 2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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