

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37032 of 2018

Arising Out of PS. Case No.-140 Year-2018 Thana- AHYAPUR District- Muzaffarpur

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Ram Lagan Sah, Son of Late Rameshwar Sah, Resident of Village -
Patiyasha, P.S. Ahiyapur, District - Muzaffarpur.

... .. Petitioner/s

Versus

- 1) The State of Bihar
- 2) Md. Shakeel, S/o Md. Muslim, R/Vill. Barajagganath, P.S. Ahiyapure,
Distt- Muzaffarpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Sri Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

5 29-11-2018

Heard learned counsel for the parties.

Petitioner seeks bail in Ahiyapur P.S. Case No. 140
of 2018 registered for the offences punishable under Sections
406, 420 and 120(B) of the Indian Penal Code.

Informant in his written complaint has alleged that the
petitioner, Ram Lagan Sah and his son, Sudhish Kumar were
running a Banking Company, namely, Jeevan Prakash India in
his house and induced the complainant to deposit the money
and he will be granted 18% interest over the deposit amount.
However, after some time, the Company was found to be
forged and when he demanded his money then they refused and
also threatened.



It has been submitted on behalf of the petitioner that it was a registered company under the Registrar of Companies and his son, Sudish Kumar, was given authority on behalf of the company to sell the share of the company and the informant has purchased three thousand share valued at rupees 3 lacks 54 thousand. It has been further submitted that the petitioner has nothing to with the said Company and nowhere he is found to be involved in the affairs of the said Company. He is aged about 70 years and has been made accused only to extract money or execute the sale deeds for value of the money. It is further contended that petitioner has got no criminal antecedent and is in custody since 11.04.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned C.J.M., Muzaffarpur in connection with Ahiyapur P.S. Case No. 140 of 2018 with following conditions:-

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be represented on each and every date fixed by the court.



(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

Sanjay/-

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