

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1260 of 2018

Arising Out of PS.Case No. -70 Year- 2012 Thana -MAGADH UNIVERSITY District- GAYA

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Dayanand Singh, Son of Late Bishwanath Singh, Resident of Village-
Khajwati, P.S.- Magadh University, Bodh Gaya, District- Gaya.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Javed Jafar Khan

For the Opposite Party/s : Mr. Sri Satyavarat Verma

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 11-01-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
M.U. P.S. Case No. 70 of 2012, registered under Sections 341,
323, 406, 504 and 506/34 of the Indian Penal Code.

The accusation is that complainant/informant and her
husband negotiated to purchase the land of 24 Kathas to Kamla
Devi, in presence of her five sons including the petitioner and
Kamlesh Kumar Verma and Rajesh Prasad and Rs.3,01,000/- was
paid in different occasions till 11.06.2008. Out of 24 Kathas land,
Kamla Devi executed the sale deed in respect to 19 Kathas and
remaining 5 Kathas was to be executed. Later on, Kamla Devi and
her sons including the petitioner avoided to execute the sale deed



while she was ready to pay Rs.11,000/-.

Learned counsel for the petitioner submits that it would appear from the complaint petition, which is the basis of F.I.R., that the dispute is of civil in nature. Moreover, the agreement to execute the sale deed has been done in between the complainant/informant and Kamla Devi, but petitioner being the son of Kamla Devi has falsely been implicated in this case.

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 J.M. Ist Class, Gaya, in connection with M.U. P.S. Case No. 70 of 2012, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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