

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57128 of 2018

Arising Out of PS. Case No.-2588 Year-2016 Thana- COMPLAINT CASE District- Araria

Md. Amin @ Md. Amim, s/o Late Sk. Islamuddin, Resident of Village – Kakorha, P.S. - Mahalgaon, District – Araria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Md. Abid, S/O Late Md. Farooque, Resident of Village – Gaira, P.S. Araria, District – Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha
For the Opposite Party/s : Mr. Sri Nand Kishore Pd

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 10-12-2018 Heard Mr. Naushad Uzzoha, learned counsel for the petitioner, Mr. Sajid Salim Khan, learned counsel for the complainant and the State.

The petitioner seeks bail in anticipation of his arrest in connection with Complaint Case No. 2588C/2016 in which cognizance has been taken under Sections 420 and 406 of the Indian Penal Code.

The petitioner is alleged to have sold a land belonging to opposite party no. 2/complainant knowing fully well that the land did not belong to him.

Learned counsel appearing for the petitioner has submitted that if at all some portion of the land of opposite party no. 2 has been sold, that because of some confusion over the measurement of the land.



In any view of the matter, considering the case to be of a civil nature/dispute, this Court is inclined to grant anticipatory bail to the petitioner.

The petitioner above named is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Araria in connection with Complaint Case No. 2588C of 2016, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Ashutosh Kumar, J)

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