

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4819 of 2019

Arising Out of PS. Case No.-1135 Year-2016 Thana- GAYA COMPLAINT CASE District-
Gaya

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Abishek Kumar @ Abhisek Kumar, son of Late Jitendra Sharma, Resident of
Village- Surhani, Police Station- Muffassil, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Aditya Kumar Bhardwaj, son of Sri Rabindra Kumar, resident of Mohalla-
Lakhibagh, Dalmiya Compound, Police Station- Muffasil, District- Gaya

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No2, Advocate
For the Opposite Party/s : Mr.Nitya Nand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 29-01-2019 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in connection with
Complaint Case No. 1135 of 2016 for the offence under
Sections 406, 420, 465, 467, 468, 471, 323 and 504 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent.

Referring to the prosecution case, he submits that
taking the case on its face value, it would be evident that it is a
pressure tactics for execution of sale deed in favour of the
informant. He submits that in the matter of agreement and its
execution, there is specific remedy under the law and, as such,



the petitioner deserves bail. The petitioner is in custody since 22.11.2018.

Considering the fact that the petitioner has got no criminal antecedent and alternative remedy is available to the informant for execution of sale deed, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sri A. K. Raj, Judicial Magistrate, 1st Class, Gaya in connection with Complaint Case No. 1135 of 2016 subject to the condition that the petitioner shall not transfer any land without the prior permission of the court below.

(Anil Kumar Upadhyay, J)

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