

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5520 of 2019

Arising Out of PS. Case No.-229 Year-2018 Thana- AURANGABAD TOWN District-
Aurangabad

1. Tajuddin Warsi, aged about 45 years (Male)
2. Md. Reyazuddin, aged about 40 years (Male), both Sons of Late Ataullah,
Resident of Mohalla-Nawadih Bigha Aurangabad, P.S.- and District-
Aurangabad

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alka Singh

For the Opposite Party/s : Mr.Braj Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-02-2019 Heard learned counsels for the petitioners and the
State.

The petitioners are languishing in custody since 28.11.2018
in a case registered for the offences punishable under Sections
420, 406, 467, 468, 471, 504, 506 and 120B of the IPC.

The prosecution case, as per the written report of Md. Ajfar
Numan, dated 09.08.2018 submitted to the Station House
Officer, Aurangabad (T) Police Station, is to the effect that the
informant's father had a commercial complex consisting four
shops on the first floor and four shops on the second floor. On



27.08.2005, the petitioner, being the relative of the informant came and persuaded the father of the informant to enter into an agreement for a shop on rent on the first floor for three years. Subsequently, the petitioner asked him for a shop on the ground floor of the complex and assured him that whenever, he will ask to vacate the same, the petitioner will vacate, but subsequently, the petitioner started claiming the shop on the ground floor of the complex also on the basis of a forged agreement.

It is submitted by learned counsel for the petitioners that for the civil nature of dispute, the informant is trying to get the same redressed through a criminal forum. A statement has been made in paragraph no.3 of the petition that the petitioners are not having any criminal antecedent.

Learned APP submits that there is specific accusation against the petitioner.

Considering the accusation arising out of civil nature of dispute, coupled with the statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in connection



with Aurangabad (Town) P.S. Case No. 229 of 2018.

(Dinesh Kumar Singh, J)

Amrendra/-

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