

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6928 of 2019

Arising Out of PS. Case No.-623 Year-2018 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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1. Gulabi Devi (Female-40 Years), Wife of Bharath Paswan, Resident of Mohalla- Sipahpur, P.S. Ahiyapur, District-Muzaffarpur.
 2. Kamali Devi(Female-42 Years), Wife of Rajendra Paswan, Resident of Village-Madhopur, P.S. Kudhani, District-Muzaffarpur.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr.Bhavesh Kumar, Advocate.

For the Opposite Party : Mr.Uma Shankar Prasad Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-02-2019 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners are apprehending their arrest in a case
for the offence registered under Sections 406, 420, 467, 468 and
471/34 of the IPC.

The prosecution story, in brief, is that the informant
was well acquainted with the accused Kedar Rai and Kedar Rai
asked him for purchasing some land from petitioners Gulabi
Devi and Kamali Devi. Thereafter, informant paid Rs. 51,000/-
to both the petitioners in advance, for which, a *Mahadnama* was
prepared. Later on, informant gave Rs. 1,50,000/- to accused
Kedar Rai and asked for executing sale deed but the accused



persons started evading and untimely, they refused to execute sale deed and also refused to return his money.

It has been submitted by learned counsel for the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. Petitioners are ladies. An agreement for sale of a piece of land had been made between the informant and accused persons. Since execution of land could not take place, hence, prosecution has been brought. The matter relates to civil dispute.

On behalf of the learned counsel for the State, it has been submitted that the petitioners are named in the F.I.R./ complaint case.

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M. Muzaffarpur, in connection with Muzaffarpur Town P.S. Case No. 623 of 2018, arising out of Complaint Case No. 1766 of



2018, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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