

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18464 of 2019

Arising Out of PS. Case No.-11 Year-2019 Thana- PALIGANJ District- Patna

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TRIPURARI SHARAN SHRIVASTAVA Son of Late Upendra Narayan
Resident of Laxmi Nagar, P.S.- Darbhanga, District- Darbhanga, at present B-
105 Prince Apartment, Magistrate Colony, Phulwari Sharif, P.S.- Phulwari
Sharif, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ravi Kant Kumar, Adv.

For the Opposite Party/s : Mr.Mohammed Arif, APP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

4 12-06-2019 Heard learned counsel for the petitioner as well as

learned APP.

The land belonging to Sri Ram Janki Thakurbari Trust
has stealthily been transferred in favour of other co-accused by
way of forged and fabricated sale deed and on the basis thereof,
it has been alleged that mutation has also been effected.
Petitioner is the C.O. by whom mutation has been allowed.

Simple submission has been made at the end of
petitioner is that petitioner has got no authority to challenge
genuineness of the sale deed during course of mutation
proceeding. Moreover, the sale-deed happens to be of the year
1987 and for that, the case has been instituted in the year 2018
irrespective of the fact that there happens to be a presumption



with regard to registered sale deed.

Learned APP opposed the same.

In the aforesaid facts and circumstances of the case, petitioner, TRIPURARI SHARAN SHRIVASTAVA, in the event of arrest/surrender within four weeks from the date of order, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- with two securities of the like amount each to the satisfaction of SDJM, Danapur, Patna in connection with Paliganj PS Case No. 11/2019 subject to the condition as laid down under Section 438(2) of the CrPC.

(Aditya Kumar Trivedi, J)

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