

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26375 of 2019

Arising Out of PS. Case No.-769 Year-2016 Thana- PATNA COMPLAINT CASE District-
Patna

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VEENA PRASAD Wife of Sri Niwas Prasad, Resident of Mohalla-Ashok
Nagar, Changar, Road No.8, P.O-Lohia Nagar, P.S-Kankarbagh, District-
Patna.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Arun Pratap Singh Son of Late Mahendra Pratap Singh Resident of Village-
Bhagwanpur,P.S-Chandi, District-Bhojpur (Ara), At present Resident of
Mahuabagh, Dhanaut, Near Mahuabagh Talab, P.S-Rupaspur, District-Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Prasad Singh
For the Opposite Party/s : Mr.Akhileshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 08-07-2019 Heard learned counsel for the parties.

The petitioner is apprehending his arrest in connection
with Complaint Case No.769 of 2016 , registered for offences
punishable under Sections 420, 467, 34 of the Indian Penal
Code and Section 138 of the N.I.Act.

Prosecution story is that the complainant approached
the other accused persons for execution of sale-deed with
respect to a piece of land, and on the basis that the petitioner
had executed the sale-deed on payment of Rs.26 lac and odd
but thereafter the complainant came to know that the land
does not belong to the petitioner.



Submission of the learned counsel for the petitioner is that after execution of the sale-deed he was given possession over the land, mutation was also decided and the land was mutated in the name of the complainant and furthermore the complainant with respect to the same land has made an agreement with another persons and thereafter the present case has been filed.

Heard learned A.P.P. and the learned counsel for the informant, who has opposed the prayer for bail on the ground that the agreement has been made by the complainant and the mother of the complainant is not party to that and he is one of the accused persons.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of order be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Sushri Nutan Kumari, J.M. Ist class, Danapur, District Patna in connection with Complaint Case No.769(C) of 2016, subject to condition as laid



down under Section 438 (2) of the Code of Criminal Procedure.

With the aforesaid direction, this application is
allowed.

(Vinod Kumar Sinha, J)

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