

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33935 of 2019

Arising Out of PS. Case No.-304 Year-2018 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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Md. Alam, Son of Jagrup Miyan, Resident of Village- Basdiha, P.S.- Jainagar,
District- Madhubani.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Abadh Kishore Sah, Son of Late Ram Dhari Sah, Resident of Village-
Baldiha, P.S.- Jai Nagar, District- Madhubani.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav
For the Opposite Party/s : Mr.Jitendra Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 23-05-2019 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
C.R. No. 304 of 2018 corresponding to T.R. No. 2126 of 2019
registered under Section 420 of the Indian Penal Code.

The accusation is that petitioner along with his son, Jalil,
came at the house of complainant, Awadh Kishore Sah and asked him
to get arrange Passport and Visa to go abroad to his son, Shatrughna
Sah and demanded Rs.90,000/- for preparation of Passport and Visa
and accordingly, complainant handed over Rs.90,000/- to the
petitioner and his son and also entered into an agreement on stamp
paper to the effect that, if the Passport and Visa will not be prepared
within one year, they will return the aforesaid money. In spite of
passing over one year, the petitioner and his son did not hand over



the Passport and Visa to the complainant then complainant made demand of money then petitioner and his son refused to return the same. Thereafter, complainant sent the legal notice to the petitioner and his son then they came at the house of the complainant and started to abuse and assault.

Learned counsel for the petitioner submits that petitioner and the complainant are co-villagers and due to dirty village politics, the present case has been lodged with false allegation and petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Madhubani, in connection with C.R. No. 304 of 2018 corresponding to T.R. No. 2126 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

Bhardwaj/-

(Rajendra Kumar Mishra, J)

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