

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50402 of 2019

Arising Out of PS. Case No.-746 Year-2018 Thana- AURANGABAD COMPLAINT CASE
District- Aurangabad

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DEEPAK GUPTA @ DEEPAK PRASAD @ DEEP NAERAYAN @ DEEP
NARAYAN @ DEEPAK GUPTA Son of Heera Lal Gupta, Resident of
Village- Main Road, Barun, Police Station- Barun, District- Aurangabad.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Satish Kumar Swami Son of Late Shiv Narayan, Director, S.S. Swami
Developers and Infrastructure Private Limited, Registered Office-511,
Supriya Apartment, Sector-10, Plot No. 20, P.S-Dwarka, New Delhi-110075.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeet Kumar

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL ORDER

2 16-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Complaint Case No. 746 of 2018
registered for offence punishable under sections 406, 420 and
504 of the Indian Penal Code.

From the complaint petition it appears that there
was an agreement between the complainant and Late Ganesh
Prasad with respect to purchase of the land and thereafter,
allegation has been made that he has purchased the entire land
in his name and on 18.06.2014 Late Ganesh Prasad has
transferred 6 ¼ decimal of land in favour of the complainant,



but the allegation has been made that Late Ganesh Prasad has not transferred the rest portion of the land. Allegation has been made against the petitioner that they were present at the time of discussion with Late Ganesh Prasad.

Looking to the facts and circumstances of the case, the prayer for bail of the petitioner is allowed and he, in the event of arrest or surrender before the court below within six weeks from today, is directed to be enlarged on anticipatory bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad in connection with Complaint Case No. 746 of 2018, subject to the conditions as laid down under section 438 Cr. PC and also subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court. The petitioner will not induce any witness or tamper with the evidence. The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(Shivaji Pandey, J)

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