

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65255 of 2019**

Arising Out of PS. Case No.-964 Year-2011 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

Ratneshwar Pandey, aged about 70 years (Male), S/o Late Shiv Saran Pandey,
R/o village- Bhado, P.S.- Aurai, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Amaresh Kumar Mishra, S/o Shubhaglal Mishra, R/o village- Kanta, P.S.-
Gaighat, District- Muzaffarpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Neeraj Kumar Alias Sanidh, Adv.
For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 05-11-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. C-964/2011 in which cognizance has
been taken against the petitioner by learned Magistrate.

Learned counsel appearing for the petitioner submits
that the petitioner has falsely been implicated in this case merely
on the basis of the fact that he allegedly conspired with Khush
Nandan Pandey who executed a sale-deed in favour of a wrong
person relating to a land belonging to the complainant. Learned
counsel further submits the fact that the police after
investigation submitted final form against the petitioner and
others not sending him for trial and the same was accepted by



the learned Magistrate, however, on the protest petition the cognizance has been taken against the petitioner and others. Learned counsel further submits that there is no direct allegation against the petitioner that he executed the sale-deed in favour of some other persons pertaining to a land belonging to the informant/complainant.

Having regard to the submissions made by the parties and taking into consideration the fact that the petitioner is neither a vendor or identifier of the sale-deed, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, the petitioner, above named, in the event of arrest or surrender before the learned Court below within a period of four weeks from today shall be released on anticipatory bail by the Court below upon furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the A.C.J.M. 15th at Muzaffarpur, in connection with Complaint Case No. C-964 of 2011, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anil Kumar Sinha, J)

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