

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 2806 of 2020

Arising Out of PS. Case No.-212 Year-2019 Thana- HUSSAINGANJ District- Siwan

Maya Devi W/o Late Vakil Sharma Resident of At- Saraiya, P.S.- Hussain
Ganj, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Yashraj Bardhan

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-02-2020 Heard learned counsel for the parties.

The petitioner apprehends her arrest in Hussainganj
P.S. Case No. 212 of 2019 (arising out of Complaint Case No.
669 of 2019) registered for the offence under Sections 420, 467,
468 of the Indian Penal Code.

The allegation against the petitioner is that he sold
2½ *katha* of land to complainant in the year 2014 on payment of
Rs. 2,50,000/- (Two lacs & fifty thousand), but the same was
already sold by petitioner to some other person.

It is submitted on behalf of petitioner that petitioner
has falsely been implicated in this case. It is further submitted
that the alleged sale-deed was executed on 05-06-2014 and
complaint petition was filed in the month of July, 2019 i.e. after
lapse of more than five years and there is no explanation for the
same. It is further submitted that petitioner has committed no



offence. In fact, to digest the remaining amount of sale-deed, which was due at the time of registration, the present case has been filed. Petitioner has got clean antecedent.

Considering the aforesaid facts and circumstances as well as nature of accusation, in the event of his arrest/surrender within a period of six weeks from today, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Siwan in connection with Hussainganj P.S. Case No. 212 of 2019 (arising out of Complaint Case No. 669 of 2019) on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on her absence on two consecutive dates without sufficient reason, her bail-bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.”

(Prabhat Kumar Singh, J.)

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