

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11996 of 2020

Arising Out of PS. Case No.-395 Year-2019 Thana- RAJGIR District- Nalanda

Rajan Sinha @ Anil Son of Indradeo Prasad Resident of Village - Tarabigha,
P.S.- Katrisarai, District - Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Mahendra Prasad Verma, Advocate
For the Opposite Party : Mr.Murli Dhar, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 05-03-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

The petitioner is apprehending arrest in connection
with Rajgir P.S. Case No.395 of 2019 for offences under
Sections 420, 406, 467, 468, 471, 120B, 506 and 504/34 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent.

The allegation against the petitioner is that he has
shown land measuring 10 decimals for sale and the informant
gave Rs. 18,00,000/- in cash to the petitioner and the said land
was got registered in the name of Devendra Kumar by the
petitioner. It is further alleged that the petitioner assured the
informant to return the aforesaid amount.



Learned counsel for the petitioner submits that there is case and counter case between the parties and the case i.e. Rajgir P.S. Case No. 394 of 2019 registered by the petitioner is earlier in point of time whereas the present case i.e. Rajgir P.S. Case No. 395 of 2019 has been registered against the petitioner and others. He further submits that other co-accused persons, namely, Indradeo Prasad and Madhu Sinha have been granted anticipatory bail by the court below vide order dated 04.05.2019 passed in A.B.P. N. 2816 of 2019.

Considering the fact that the petitioner has no criminal antecedent, there is case and counter case between the parties and the case registered at the instance of the petitioner against the informant side is earlier in point of time, this Court is inclined to grant bail to him. Let petitioner, above-named, in the event of arrest or surrender within one month from today, be released on bail on furnishing bail bond of Rs. 50,000/- (Rupees fifty thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Rajgir P.S. Case No. 395 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

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(Anil Kumar Upadhyay, J)

