

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19769 of 2020

Arising Out of PS. Case No.-331 Year-2019 Thana- PIPRA District- East Champaran

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1. SHOBHA DEVI Wife of Shri Janardan Pandey
 2. Janardan Pandey Son of Late Ram Chandra Pandey
Both are resident of Village - Bediban Madhuban, P.O. - Bediban Madhuban,
Via - Damodarpur, P.S. - Pipra, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shri Prakash Srivastava, Advocate
For the Opposite Party/s : Mr.Suresh Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 12-08-2020 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State .

Petitioners apprehend their arrest in connection with
Pipra P.S. Case No. 331/2019 registered for the offences
punishable under Sections 420, 467, 468, 471 and 120B of the
Indian Penal Code.

Initially, the informant filed complaint petition, which
was converted into the above stated Pipra P.S. Case No. 331 of
2019.

The claim of the informant is that one Ramnarayan
Pandey had executed gift deed in favour of wife of the
complainant and after two days of the execution of the aforesaid
gift deed, the said Ramnarayan Pandey died but, subsequently,



Ramkali Kuwar got executed a deed of Will in favour of petitioner No. 1 showing herself as wife of the aforesaid Ramnarayan Pandey. The claim of the informant is that Ramnarayan Pandey was unmarried and, as a matter of fact, the petitioners got executed a fictitious documents.

Learned counsel appearing for petitioners submits that deceased Ramnarayan Pandey was married and Ramkali Kuwar was wife of Ramnarayan Pandey. He, further, points out that after execution of sale deed, petitioner No. 1 filed probate case and the competent court probated the Will but after near about six years, the informant filed revocation petition before the concerned court. He, further, submits that without proper trial, it is difficult to say that Ramkali Kuwar was not the wife of the deceased Ramnarayan Pandey.

Although, the learned Additional Public Prosecutor opposed the prayer for anticipatory bail, but considering the aforesaid facts and circumstances as well as submissions of the parties, it is ordered that petitioners, in the event of their arrest/ surrender within six weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief



Judicial Magistrate, Motihari, East Champaran in Pipra P.S.
Case No. 331/2019 subject to conditions as laid down under
Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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