

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42797 of 2019**

Arising Out of PS. Case No.-38 Year-2019 Thana- RAXAUL District- East Champaran

Jai Lal Prasad Son of Late Harihar Sah R/o Village- Ward No. 13, P.S.-
Raxaul, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Hira Lal Sah S/o Bagar Sah Resident of Village- Bhawanipur, P.S.-
Nakardeyi At present residing at Block Road, Ward no. 16, P.S.- Raxaul,
District- East Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anshu Dhar Sharma

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

5. 02-03-2020 Heard learned counsel for the parties.

The petitioner apprehends his arrest in Raxaul P.S.
Case No. 38 of 2019 registered for the offence under Sections
406, 420, 120(B) of the Indian Penal Code.

The allegation against the petitioner is that he
alongwith one co-accused Santosh Kumar received an amount
of Rs. 3,81,200/- (three lacs eighty one thousand two hundred)
from the informant for booking a flat in the year 2014, for
which, an agreement was also prepared that within three years
after construction of flat, the same will be handed over to the
informant, but it is alleged that after expiry of aforesaid time,
the flat has not been constructed. Thereafter, the informant sent
legal notice to them, but the accused did not receive the same.

In view of aforesaid facts & circumstances and
materials available in case diary, I am not inclined to extend the
privilege of bail.



The prayer for anticipatory bail stands rejected.

(Prabhat Kumar Singh, J.)

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