

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70338 of 2019

Arising Out of PS. Case No.-851 Year-2018 Thana- COMPLAINT CASE District- Araria

MD. SAMSOOL @ SK. SAMSUL Son of late Sk. Makbul Resident of
Village - Rampur Uttar, P.S.- Forbesganj, Distt - Araria.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Md. Sagir Son of late Sk. Sahboob Resident of Village - Sheikh Tola
Dumariya, P.S.- Narpatganj, Distt - Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 05-03-2020 Heard counsel for the petitioner and counsel
appearing on behalf of the State.

The petitioner is apprehending arrest in
connection with Complaint Case No. 851C of 2018 for
offences under Sections 323 and 406 IPC.

Allegation against the petitioner is that he
betrayed the informant in the matter of transfer of 33 decimals
of land.

Learned counsel for the petitioner submits that
the petitioner has no criminal antecedent. After 27 years of the
alleged transfer now the informant, in order to grab some
valuable land of the petitioner, has filed the present complaint



case. After execution of the sale deed the land was mutated in the name of the informant. Now after 27 years he wanted the land mutated, to be changed by another valuable land of the petitioner in place of the earlier land registered.

Considering the fact that petitioner has no criminal antecedent and the case was registered after 27 years of the alleged transfer, the Court is inclined to grant bail to the petitioner. Let the petitioner, above named, in the event of arrest or surrender within four weeks from today, be released on bail on furnishing bail bond of Rs. 50,000/- (Fifty Thousand) with two sureties of the like amount each to the satisfaction of the ACJM-V, Araria in connection with Complaint Case No. 851C of 2018, subject to the conditions as laid down under Section 438(2) Cr. P. C.

(Anil Kumar Upadhyay, J)

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