

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16404 of 2021

Arising Out of PS. Case No.-316 Year-2020 Thana- RAJIVNAGAR District- Patna

Dr. Pro. Ram Mohan Singh @ Ram Mohan Singh Son of Bishwambhar Dayal
Singh Resident of Village - Keshri Nagar, Road No.17B, P.S.- Rajiv Nagar,
Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vipin Kumar Singh
For the Opposite Party/s : Mr. A.G.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2021 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected
to honour his undertaking given in the instant case for
depositing the requisite court fee and to remove the
defects as pointed out by the office when called upon to
do so by the office.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under
Sections 420, 467, 468, 470, 471 of the Indian Penal
Code and Section 3 of the Prevention of Damage to



Public Property Act.

It is alleged by the informant that while the informant was inspecting the land acquired by the Housing Board in Rajiv Nagar area, he found that this petitioner was constructing work upon second floor of the house. The State Government has restricted any construction on the land which was acquired by the Housing Board, Bihar.

It is submitted by learned counsel for the petitioner that the allegation against the petitioner is false and concocted. During raid, neither any labourer nor mansion nor anyone connected with the construction was either apprehended at the site. It is further submitted that the present case is purely a civil dispute and the informant has no such authority in the light of Digha Acquired Land Settlement Act, 2010 to lodge a criminal case against the petitioner.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or



surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Patna in connection with Rajiv Nagar P.S. Case No. 316 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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