

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34597 of 2020

Arising Out of PS. Case No.-398 Year-2018 Thana- AMARPUR District- Banka

SHIV SHANKAR YADAV, son of late Akhileshwar Yadav, Resident of
Village- Danda Bazaar, P.S.- Goradih, District- Bhagalpur ... Petitioner
Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Ayush Kumar, Adv.
For the Opposite Party : Mr. Md. Aslam Ansari, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 22-03-2021 As prayed for, let the learned counsel for the
petitioner remove the defect(s), as pointed out by the office vide
it's note, dated 11.12.2020, within four weeks of starting of the
Court proceeding in physical mode properly.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Amarpur P.S. Case No. 398 of 2018, registered under Sections
420, 467, 468 and 34 of the Indian Penal Code.

The accusation is that petitioner, Shiv Shankar Yadav,
sold the land of 8 decimal of plot no. 256 and 257, belonging to
complainant/informant, Bashishth Narain Choudhary along with
his own plot to Manju Devi, wife of Yogendra Choudhary, as
such, petitioner has cheated to Manju Devi. Later on, all
accused, named in the complaint petition/FIR came at the plot



of complainant/informant and made demand of rupees five lacs as ransom.

Submission is that in a Title Suit No. 16 of 1948, a settlement deed was submitted on which basis the suit was decreed in which the complainant/informant of the present case waived his right title in respect to plot no. 256 and 257, which would appear from Annexure 6, but, with ulterior motive, he has lodged the present case.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Amarpur P.S. Case No. 398 of 2018 shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Banka, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

Shamshad/-

U		T	
---	--	---	--

