

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 39261 of 2020

Arising Out of PS. Case No.-298 Year-2019 Thana- SHEKHPURA District- Sheikhpura

SARYUG MAHTO SON OF LATE BUDHAN MAHTO RESIDENT OF
MOHALLA - BIGHA JAMALPUR, P.S. and DISTRICT - SHEIKHPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Bijendra Kumar, Advocate

For the Opposite Party/s : Mr Nand Kishore Prasad, APP

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 10-02-2021 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Sheikhpura Police Station
(for brevity, *PS*) Case No 298 of 2019 instituted for the offence
punishable under Sections 420, 423, 467, 468, 471/34 of Indian
Penal Code.

Petitioner is alleged to be a witness in a fraudulent
deed of transfer of land.

It is submitted by the learned counsel or the petitioner
that the petitioner is neither executant nor beneficiary of the
transaction. The purchaser has been allowed anticipatory bail
by this Court in Cr Misc No 22259 of 2020 (Annexure 2) and
the petitioner is in custody since 08.09.2020, having no criminal
antecedent.



Learned APP has opposed the prayer for bail.

Considering the rival submissions, prayer for bail is allowed. Let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Sheikhpura in Sheikhpura PS Case No 298 of 2019 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

Learned counsel for the petitioner is expected to honour his undertaking given in the instant proceedings today for depositing requisite Court fee and removing the defect (s), as pointed out, when called upon to do so.

(Madhuresh Prasad, J)

M.E.H./-

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