

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2840 of 2021

Arising Out of PS. Case No.-175 Year-2020 Thana- AHYAPUR District- Muzaffarpur

Jay Ghanshyam Patel Alias Ghanshyam Patel S/o Sri Ramdeni Ray R/V.-
Chaupar Madan, P.S.- Bochahan, Distt.- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sanjeev Kumar Singh, Advocate

For the Opposite Party : Mr.Khurshid Alam, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 14-06-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of regular bail in a case
registered for the offence punishable under section 420 and
other ancillary sections of the Indian Penal Code.

As per the prosecution case, petitioner and other accused
person took Rs.16 lacs for selling out a piece of land to the
informant but they did not execute the sale deed and when the
informant asked them to refund the same, they threatened her
with dire consequences.

Learned counsel for the petitioner submits that no such
occurrence took place. He submits that in fact petitioner is
husband of Mukhia of a Gram Panchayat where the informant



has been working as Aawas Sahayka and when petitioner's wife forwarded some complaints against the informant to the Block Development Officer, the informant lodged the instant false case against him. No incriminating material has been collected against the petitioner during course of investigation. Petitioner is in custody since 5.2.2020.

Considering the facts and circumstances of the case and the fact that no incriminating material has been collected against the petitioner during course of investigation and he is in custody since 25.2.2020, let the petitioner, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Ahiyapur Police Station Case No. 175 of 2020 from the Court of Chief Judicial Magistrate, Muzaffarpur on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the



witnesses, in that case, the prosecution will be at liberty to move
for cancellation of bail.

(Prabhat Kumar Singh, J)

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