

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3280 of 2022

Arising Out of PS. Case No.-96 Year-2021 Thana- CHAKAND District- Gaya

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MD. NASIM @ MD. JASIM @ MD. WASIM SON OF MD. SALIM R/O
VILLAGE- BARA, P.S.- CHAKAND, DISTRICT- GAYA, BIHAR

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. MD. MAJHAR YUNUS SON OF LATE HAJI MD. YUNUS R/O - BARA,
P.S.- CHAKAND, DISTRICT- GAYA, BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Praveen Kumar
For the Opposite Party/s :	Mr.Rajiv Nayan
	Mr.Sudhir Kumar Sinha

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 02-11-2022 Heard learned counsel for the parties.

The petitioner apprehends her arrest in a case registered for the offence under Sections 341, 323, 379, 406, 420, 504, 506 of the Indian Penal Code.

As per prosecution case, this petitioner, conspiring with other co-accused, in lieu of providing land, took money from the informant, but did not execute sale-deed in his favour.

By filing supplementary affidavit, it is submitted on behalf of petitioner that petitioner is ready to refund **Rs. 5,00,000/- (five lacs)** in three installments to the informant. This submission has been made in paragraph – 3 of the supplementary affidavit. In the light of above submission, he makes a prayer for grant of anticipatory bail to the petitioner.



Learned counsel for the informant/O.P.-2 does not oppose the prayer for anticipatory bail.

Accordingly, let the above named petitioner, in the event of his arrest/surrender before the court below within a period of thirty days from the date of receipt/production of copy of this order, 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 learned Addl. Chief Judicial Magistrate - VIII, Gaya in connection with Chakand P.S. Case No. 96 of 2021, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with further condition *the petitioner shall refund Rs. 2,00,000/- (two lacs) through Bank Draft to the informant at the time of furnishing bail-bond and rest amount i.e. Rs. 3,00,000/- (three lacs) in two installments shall be refunded through Bank Draft to the informant within a period of one year from the date of furnishing bail-bond, failing which, the learned court below would be at liberty to cancel the bail-bond. The said deposit shall be subject to the final outcome of the case.*

(Prabhat Kumar Singh, J)

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