

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24542 of 2022

Arising Out of PS. Case No.-751 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

1. Ajay Kumar Sinha Son Of Late Nand Kishore Prasad Resident Of Village - Singhaul, Ward No.01, P.S.- Muffasil, Distt.- Begusarai.
2. Vijay Kumar Sinha Son Of Late Nand Kishore Prasad Resident Of Village - Singhaul, Ward No.01, P.S.- Muffasil, Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 25863 of 2022

Arising Out of PS. Case No.-751 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

Md. Irshad Alam S/O Md. Isha R/O Village- Singhaul, P.S.- Begusarai
Muffasil (Singhaul O.P.), District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 24542 of 2022)

For the Petitioner/s : Mr.Shivam

For the Opposite Party/s : Mr. H.A. Khan

(In CRIMINAL MISCELLANEOUS No. 25863 of 2022)

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 31-08-2022 Heard learned counsel for the petitioners, informant
and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioners are apprehending their arrest in a case
registered for the offence punishable under Sections 166, 167,



420, 466, 467, 468, 471, 472, 473, 474, 477, 504, 506, 120B/34
of the Indian Penal Code.

Petitioners are said to have sold the land of the
informant.

It is submitted by learned counsel for the
petitioners that petitioners are innocent and have been falsely
implicated in this case. He submits that earlier title suit was filed
between the parties and decided in favour of Sri Nand Kishre
Prasad father of the petitioners. He submits that against the
judgment and order of decree, the defendant have preferred F.A.
No. 540 of 1994 and due to non-compliance of the order, the
said appeal stood dismissed on 26.08.2015. He submits that the
informant has filed case against these petitioners with a view to
take advantage of them and the present case is purely in civil
nature. He submits that petitioner in Cr. Misc. No. 25863 of
2022 is a witness. He further submits that petitioners in Cr.
Misc. No. 24542 of 2022 have no criminal antecedent whereas
petitioner in Cr. Misc. No. 25863 of 2022 has one criminal
antecedent as stated in para-3 of these applications.

Learned APP for the State opposes the prayer for
bail.

Considering the facts and circumstances of the



case, let the above named petitioners in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Nagar P.S. Case No. 751 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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