

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 37093 of 2022

Arising Out of PS. Case No.-90 Year-2016 Thana- KATIHAR MUFFASIL District- Katihar

1. ANIL RANJAN SON OF CHHOTAN MAHTO R/O VILLAGE- HAFLA DIWAN GANJ, P.S.- MUFFASIL, DISTT.- KATIHAR
2. KUNDAN KUMAR AMBASTA SON OF KRISHNA PRASAD LAL R/O VILLAGE- HAFLA DIWAN GANJ, P.S.- MUFFASIL, DISTT.- KATIHAR

... .. Petitioner/s

Versus

1. The State of Bihar
2. HARPAL CHOUDHARY SON OF BADRI CHOUDHARY R/O VILLAGE BATHAILI, P.S.- DANDKHORA, DISTT.- KATIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bal Krishna Mishra, Advocate

For the Opposite Party/s : Mr. Rabindra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 01-12-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 406, 420, 467, 468 and 120B of the Indian Penal Code.

Learned counsel for the petitioners submits that petitioners are persons with clean antecedent and the informant alleges that an agreement for sale was executed by the informant and his brother, thereafter, all the formalities were completed but the petitioner did not pay remaining amount of Rs. 2,40,000/-.

Learned counsel for the petitioners submits that



petitioners have been falsely implicated in the present case, it is next submitted that from bare perusal of the allegation as alleged in the FIR, it would manifest that the dispute is purely civil and an agreement for sale and if the informant is aggrieved then he has remedies available in law, it is also submitted that instituting of an F.I.R is definitely an abuse of the process of the Court.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Katihar Muffasil P.S. Case No. 90 of 2016 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

Rishabh/-

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

