

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37847 of 2020

Arising Out of PS. Case No.-315 Year-2019 Thana- BETTIAH CITY District- West
Champaran

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BIBI AKHTARI BEGUM Wife of Sk. Jalil RESIDENT OF VILLAGE
PARSA, P.S MAJHAULIA DISTRICT WEST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramakant Yadav, Advocate
For the Opposite Party/s : Mr. Manoj Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 11-01-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking given in the instant case for depositing
the requisite court fee and to remove the defect(s) as pointed out
by the office when called upon to do so by the office.

The petitioner is apprehending his arrest in connection
with Bettiah Town P.S. Case No. 315 of 2019 (G.R. No.1583 of
2019) registered for the offences punishable under Sections 406
and 420 of the Indian Penal Code, which is pending before
CJM, Bettiah.

The petitioner has executed a power of attorney in
favour of informant for selling and purchasing of some land and



thereafter there was talk for selling of a piece of land for a consideration money of Rs.32 lac, out of which Rs. 16 lac was given in advance which was counted by the petitioner and the same was kept and an agreement was prepared and when the person who has purchased the same had gone for taking possession over the same he came to know that the land had already been sold in the year 1996, as such, the informant was cheated and misappropriation of Rs.16 lacs.

It is submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in this case. He further submits that this is a case of purely civil dispute, as they are seeking remedy relating to land.

Learned APP appearing for the State has opposed the prayer for anticipatory bail.

From perusal of the case diary, it is apparent that the petitioner had executed the power of attorney in favour of the informant at a consideration money of Rs.32 lacks and out of which, 16 lacs was given in advance but the petitioner executed a sale deed to another person, as such, prima-facie a case is made out against the petitioner who is main accused in this case for committing the forgery and fabricating the false documents, hence, it is not a fit case for grant of anticipatory bail. Prayer for



anticipatory bail is rejected.

(Sunil Kumar Panwar, J)

brajesh kumar/-

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