

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44717 of 2022

Arising Out of PS. Case No.-272 Year-2021 Thana- KAJI MUHAMMADPUR District-
Muzaffarpur

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Shadab Jafar Son of Late Zafrus Samad Qureshi Resident of 82, Ganga Vihar,
KDA Colony, Jjamau, Shiwans Tenray, P.S- Kanpur nagar, Up also at Maripur
@ Chhapra Lodi, P.S Kazi Mohammadpur, Dist- Muzaffarpur, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Ms.Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-12-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 420 and
other allied sections of the Indian Penal Code.

As per the prosecution case, despite taking
consideration money through cash and cheques, petitioner sold
the land in question to some other person.

It is submitted that entire allegation is false and
fabricated and petitioner has never executed any agreement to
sell or any document in favour of informant. Petitioner never
received any money either through cheque or cash from the
informant. It is next submitted that there is no single chit of



paper on record which shows that petitioner had taken any money or executed any agreement in favour of informant. As a matter of fact, on 24.02.2021 petitioner had executed registered power of attorney in favour of Brajesh Kumar Singh to look after the land. It is further submitted that the land in question falls in the share of petitioner and the sale deed has been executed in favour of Sahnwaj Ahmad. Petitioner is an advocate aged about 67 years suffering from various ailments. Petitioner claims clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to 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 the learned Additional Chief Judicial Magistrate Ist (East), Muzaffarpur in connection with Mohammadpur P.S. Case No. 272 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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