

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51644 of 2022

Arising Out of PS. Case No.-1044 Year-2018 Thana- COMPLAINT CASE District- Banka

GANESH YADAV, aged about 54 years (Male), S/O- Late Jagdeo Yadhav,
Resident of Village- Likhani Kojhi P.S.- Banka, District-Banka.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey

For the Opposite Party/s : Mr.Ram Naresh Ray

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 19-12-2022 Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 406, 323, 504 of the IPC.

As per the prosecution case, the informant deposited
Rs. 90,000/- in the account of the petitioner for purchase of a
piece of land, but after receiving the said amount, the petitioner
refused to execute the sale-deed in favour of the informant nor
refunded the alleged amount.

It is submitted on behalf of the petitioner that
petitioner has been falsely implicated in this case. He is
registered contractor in the Department of P.W.D and the dispute
arose out of money transaction between the parties and as such
no offence is made out against this petitioner. The dispute is



civil in nature. Petitioner has got clean antecedent.

Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner, above named, be released 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 Sri Dhananjay Panday 1st class Judicial Magistrate, Banka in connection with Complaint Case NO. 1044 of 2018 subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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