

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11610 of 2023**

Arising Out of PS. Case No.-14 Year-2014 Thana- MOTIHARI TOWN District- East
Champaran

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1. Gajendra Prasad Son of Ramdhurv Prasad R/o Village- Dhekaha Visunpur,
P.S.- Muffasil, District- East Champaran at Motihari.
 2. Arabind Kumar Srivastava Son of Lalit Mohan Prasad R/o Village-
Tarkulwa, P.S.- Banjariya, District- East Champaran at Motihari.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Choubey Jawahar

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 27-04-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners apprehend their arrest in connection
with Town P.S. Case No.14 of 2014, registered for the offences
punishable under Sections 323, 341, 420, 406, 467, 468, 120(b),
504 and 34 of the Indian Penal Code.

The petitioners are said to have transferred the land of
the complainant in their names by committing forgery.

Learned counsel for the petitioners submits that
petitioners are innocent and have falsely been implicated in the
present case. It is submitted that the petitioners have got no
criminal antecedent as stated in paragraph-3 of the bail



application. It is further submitted that petitioner no.1 is family member of the complainant/informant and petitioner no.2 is the deed writer. It is also submitted that the complainant/informant has filed a partition suit being Partition Suit No.79/2015 against the father of petitioner no.1. It is lastly submitted that the dispute between the parties is purely civil in nature.

Learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioners.

Taking into consideration the facts aforesaid, let petitioners, above named, 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 bonds of Rs.25,000/- (rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Motihari, East Champaran in connection with Town P.S. Case No.14 of 2014, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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