

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12531 of 2023

Arising Out of PS. Case No.-316 Year-2022 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Shubham Kumar, Son of Late Raj Kumar Thakur, R/v- Madhubani, P.S.-
Sadar, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Upendra Kumar Chaubey
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-06-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under Sections 406, 420,
504, 506/34 of the Indian Penal Code.

As per allegation in the FIR, petitioner has taken
consideration amount of Rs. 15 lac by way of account payment
and Rs. 10 lac in cash from the informant regarding execution of
a sale deed but neither he had executed the sale deed nor he has
returned his money back.

It is submitted by learned counsel for the petitioner
that petitioner is innocent and has committed no offence. He
has been falsely implicated in this case. Petitioner has disability



with 60% with his right hand and he is unable to put his signature. This matter is purely a civil nature dispute. In fact, informant is a land broker as well as anti social element. No documentary evidence is brought on record to show the involvement of the petitioner in the present case. Petitioner is languishing in judicial custody since 20.12.2022.

learned APP appearing for the State and learned counsel for the informant have opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Muzaffarpur in connection with Sadar P.S. Case No. 316 of 2022.

(Sunil Kumar Panwar, J)

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