

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26562 of 2023

Arising Out of PS. Case No.-439 Year-2022 Thana- SAHPUR District- Bhojpur

RABINDRA NATH DUBEY SON OF LATE GOVIND SHARAN DUBEY
RESIDENT OF VILLAGE - KARNAMEPUR, P.S. - SHAHPUR, DISTT. -
BHOJPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Shankar Pathak, Adv.

For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 07-07-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Shahpur (Karnamepur O.P.) P.S. Case No. 439 of 2022
registered under Sections 406, 420 and 424 of the Indian Penal
Code.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. Further submission is that the
petitioner is the uncle of the informant. On 03.05.2016, a
Panchnama was prepared between the parties and accordingly a
bus was transferred in favour of the petitioner. Thereafter, the
informant gave all papers of the said bus to the petitioner, as is



evident from Annexure-2 to the bail petition. From perusal of Annexure-3, it appears that all the bank dues over the bus has been deposited by the petitioner. Learned counsel for the petitioner also submits that an agreement upon non-judicial stamp has also been signed by the informant regarding sale of the aforesaid bus (Annexure-4). The petitioner has got no criminal antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of Chief Judicial Magistrate, Bhojpur at Ara in connection with Shahpur (Karnamepur O.P.) P.S. Case No. 439 of 2022, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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