

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42267 of 2023

Arising Out of PS. Case No.-1194 Year-2021 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

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Ranjan Kumar Singh, Son of Ramesh Chandra Singh, Village- Jeyoti Bihar
PS- Barari Dist- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chandrasekhar Prasad Singh, Son of Late Radhakant Singh, Village-
Morekhurd (Udhadih) PS- Sultanganj Dist- Bhagalpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate
For the Opposite Party/s : Mr. Yogendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 02-08-2023 Heard Mr. Rajive Ranjan Singh, learned counsel

appearing on behalf of the petitioner and the learned APP for the

State.

2. The petitioner is apprehending his arrest in
connection with Complaint Case No. 1194 of 2021 wherein
cognizance has been taken for the offence punishable under
Section 420 of the Indian Penal Code.

3. Allegedly all the accused persons, including the
petitioner, by hatching a conspiracy sold the land of the
complainant to one Bablu Yadav by putting his forged signature.

4. Learned counsel appearing on behalf of the
petitioner submits that prima facie from the allegation levelled
in the complaint case, the entire matter appears to be per-



dominantly civil in nature. That apart, a Title Partition Suit with respect to the same land, in question, between the parties, is pending before the Sub-Judge, Bhagalpur, bearing Title Partition Suit No. 155 of 2021. He next submits that the present case is nothing, but has been filed in order to pressurize the petitioner and his family members, inasmuch as the Title Partition Suit was filed on 23.03.2021, whereafter the present complaint has been filed on 24.08.2021. Moreover, the petitioner is a man of fair antecedent.

5. On the other hand, learned APP for the State opposes the bail application.

6. Regard being had to the submissions made on behalf of the parties and considering the nature of allegation and the fact that the Title Partition Suit is pending between the parties with respect to the land, in question, coupled with the fair antecedent, let the petitioner, named above, in the event of his arrest or surrender before the court below within four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Bhagalpur in connection with Complaint Case No. 1194 of 2021, subject to



the condition as laid down under Section 438 (2) of the Cr.P.C.
with the further condition that one of the bailors shall be the
own/close relative of the petitioner.

(Harish Kumar, J)

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