

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50262 of 2023

Arising Out of PS. Case No.-419 Year-2021 Thana- GAYA COMPLAINT CASE District-
Gaya

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DAYANAND PRASAD SON OF RAM JIVAN PRASAD @ RAMJIWAN
PRASAD R/O-BATHANI, P.S.-NEEMCHAK BATHANI, DISTT.-GAYA

... .. Petitioner/s

Versus

1. The State of Bihar
2. PARMANAND PRASAD SON OF SRI RAMJIVAN PRASAD @
RAMJIWAN PRASAD R/O-BATHANI, P.S.-NEEMCHAK BATHANI,
DISTT.-GAYA. AT PRESENT RAILWAY KARMCHARI, MASUDAN
STATION, MALDA STATION, WEST BENGAL

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh
For the Opposite Party/s : Mr.Syed Mojibur Rahman

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 11-08-2023 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection
with Complaint Case No. 419 of 2021, registered for the
offences punishable under Sections 467, 468 and 471 of the
Indian Penal Code.

3. As per allegation, the complainant namely
Parmanand Prasad alleged that the petitioner Dayanand Prasad
as one of his full brother among four and in the year 2009 with
mutual consent, partition has been held with their consent for
which a *panchnama* was prepared. According to partition, a



shop came in his share but after some while, a forged document of partition was prepared by this petitioner and grabbed the shop by pasting counterfeit signatures. The alleged shop was given on rent to Pramod Kumar, that was got vacated by petitioner after breaking the lock. On oppose made by his father, the petitioner assaulted and threatened him.

4. The learned counsel for the petitioner has submitted that the petitioner and the complainant are own brothers and the complaint petition shows itself that there is property dispute between both of them. The petitioner is a person of clean antecedent.

5. Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-X, Gaya in connection with Complaint Case No. 419 of 2021, subject to condition as laid down under section 438(2) Cr. P.C.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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