

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53377 of 2022

Arising Out of PS. Case No.-132 Year-2019 Thana- SABAUR District- Bhagalpur

SAH SIDDIQUE Son of Sah Rasid Resident of Village - Amdar, P.s.- Sabour,
Distt.- Bhagalpur (Bihar), Presently residing at Rampur Hat Thagar Road,
P.S.- Rampur Hat, Distt.- Birbhum (West Bengal).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tarun Prasad Mandal
For the Opposite Party/s : Mr. Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 19-05-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 406, 420 of the Indian
Penal Code.

As per the prosecution case, despite having received
Rs. 2.50,000/- for executing a sale deed of a plot of land to the
informant, neither the land has been transferred nor the money
has been returned.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is further submitted that petitioner is ready to pay Rs.
1.25,000/- through bank draft to the informant at the time of
furnishing bail bond. Petitioner has got clean antecedent.



Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bhagalpur in connection with Sabour PS case No. 132/ 2019, subject to conditions laid down u/s 438(2) of the Cr. P. C. with further condition that at the time of furnishing bail bond petitioner shall pay Rs. 1,25,000/- through bank draft to the informant, failing which the court below shall be at liberty to cancel the bail bonds of the petitioner.

(Prabhat Kumar Singh, J)

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