

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78544 of 2023

Arising Out of PS. Case No.-908 Year-2022 Thana- NALANDA COMPLAINT CASE
District- Nalanda

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UPENDRA MAHTO Son of Late Lallu Mahto R/o Haweli, P.S. - Bihar
Sharif, Distt. - Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shiv Kumar Mahto Son of Late Sidheshwar Mahto R/o vill - Haveli, P.O. -
Muiraura, P.S. - Bihar, Distt. - Nalanda

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Usha Kumari 1

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 420, 467,
468/34 of the Indian Penal Code.

3. As per prosecution case, the petitioner is said to
have sold the land bearing Khata No. 347 plot no. 1635 to
others which belongs to the complainant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. It is submitted vide para 5
of the petition that the land sold by the petitioner belongs to his



share. It is a case of civil in nature for which, criminal proceeding has been initiated against the petitioner. Moreover, he is languishing in judicial custody since 28.9.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge him on bail. The above named petitioner is directed to be released on bail in connection with Complaint Case No. 908(C) of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned JM First Class, Nalanda at Bihar Sharif.

(Sunil Kumar Panwar, J)

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