

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20628 of 2024

Arising Out of PS. Case No.-253 Year-2023 Thana- CHANDAUTI District- Gaya

Satyendra Kumar @ Satendra Kumar Son Of Uday Yadav Resident Of
Village- Vitho Sharif (habbipur), Ps- Chandauti, Distt- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyaveer Jha, Advocate

For the Opposite Party/s : Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

3 19-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Chandauti P.S. Case No. 253 of 2023, dated 26.04.2023,
instituted for the offence punishable under Sections
406,420,120(B) and 506/34 of the Indian Penal Code.

3. As per allegation in the FIR, 4.557 decimals of land
in Khata No. 309, Plot No. 1655 was to be conveyed to the
informant, as per agreement entered into between the co-
accused Suresh Thakur and the informant. It is further alleged
that an amount of Rs. 11,000/- in cash was paid by the informant
to Suresh Thakur and others in lieu of the agreement and Rs.
26,00,000/- has been transferred through RTGS and also given
five cheques of Rs. 4,00,000/- each and four cheques of Rs.



5,00,000/-and the said cheques got dishonoured. When the same has not been done and money has not been returned, the present FIR has been lodged.

4. Learned counsel for the petitioner submits that from perusal of the First Information Report, it transpires that this case has been lodged against the petitioner and others with regard to some land dispute with the land owners who have entered into an agreement. It is further submitted that a predominantly civil dispute is made out based on the allegation levelled in the FIR. Moreover, petitioner is only a witness on the agreement to sale. It is further submitted that similarly situated persons namely Ramjeet Rai and Bachchu Yadav have been granted bail vide order dated 04.01.2024 and 08.11.2023 passed by a Co-ordinate Bench as well as this Court in Criminal Miscellaneous No. 82044 of 2023 and 68793 of 2023 respectively. Lastly, it has been submitted that the petitioner has no criminal antecedents.

5. Learned A.P.P. vehemently opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of



six weeks from today, in connection with Chandauti P.S. Case No. 253 of 2023, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.- VI, Gaya, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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