

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39638 of 2024

Arising Out of PS. Case No.-284 Year-2023 Thana- DARBHANGA District- Darbhanga

Ram Sewak Ray SON OF MAHENDRA RAY R/O- Subhankarpur, P.S.-
Town, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Anupam Prabhat Shrivastava, Advocate
For the Opposite Party/s	:	Mr. Shahabuddin Azeem @ S. Azeem, APP
For the Informant	:	Mr. Kedar Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 03-06-2024 1. Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.

2. The petitioner has preferred this application for
grant of regular bail in connection with Nagar P.S. Case no.284
of 2023 registered under sections 467, 468, 471, 420, 406, 120B
and 34 of the Indian Penal Code.

3. As per the prosecution case, the informant states
that she purchased the land in question from one Ramesh
Paswan. It subsequently transpired that the land in question
belonged to one Buchru Paswan and not Ramesh Paswan. With
respect to the petitioner, it is submitted that the petitioner
cheated the informant of Rs. 1 lakh which he had taken for
construction of a boundary wall but did not construct.

4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the case. Accepting the



allegations in the FIR, the dispute if any between the parties is purely civil in nature. In fact the petitioner has constructed much more than what was agreed upon between the parties. The petitioner is in custody since 6.2.2024 and has no criminal antecedent. Charge-sheet has been submitted in the case.

5. The application for bail is opposed by learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the nature of allegation against the petitioner in the FIR, his having remained in custody since 6.2.2024, not having any criminal antecedent and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Nagar P.S. Case no.284 of 2023 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Darbhanga.

(Partha Sarthy, J)

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