

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41217 of 2024

Arising Out of PS. Case No.-2636 Year-2022 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

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Sibeshwar Thakur @ Sibeshwar Kr Thakur Son Of Late Bharat Thakur
Resident Of Village- Belwa, P.S.- Lauriya, District- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shivdhari Sah Son Of Late Ratan Sah Resident Of Village- Belwa, P.S.-
Lauriya, District- West Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Ajit Kumar, A.P.P.

Mr. Bimlesh Kr. Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-07-2024 Heard learned counsel for the parties.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 420, 467, 468 of the
Indian Penal Code.

3. It is alleged that this petitioner purchased the land
of the complainant on the basis of forged and fabricated
documents.

4. It is submitted on behalf of the petitioner that
allegations made in the complaint petition are predominantly
civil in nature. No acts, as mentioned in the complaint petition,
allegedly committed by the petitioner, give rise to any criminal
liability. It is next submitted that after filing of the present case,



complainant has also filed an application for cancellation of the sale deed *vide* Title Suit No. 240 of 2023. Petitioner claims clean antecedent.

5. Learned counsel for the O.P. No. 2 vehemently opposed the bail application.

6. Considering the facts and circumstances of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of six weeks from today, 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 Judicial Magistrate, 1st Class, Bettiah, West Champaran in connection with Complaint Case No. 2636C of 2022, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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