

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52944 of 2024

Arising Out of PS. Case No.-510 Year-2023 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

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Ravindranath Thakur @ Ravindra Nath Thakur @ Rabindra Nath Thakur Son
of Late Jaudi Thakur @ Jadu Thakur Resident of Vill- Rifatpur Basa, P.S.-
Ishupur Barahat, District- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Nawal Kishor Malakar Son of Late Mahadip Malakar Resident of Vill-
Shemari Bazar, P.S.- Pirpanti, District- Bhagalpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Harsh Singh, Advocate
For the Opposite Party/s	:	Mr. Uday Chand Prasad, A.P.P. Mr. Subodh Prasad, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-10-2024 Heard learned counsel for the parties.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 120B, 420, 323, 504 of
the Indian Penal Code.

3. It is alleged that all the accused persons, in criminal
conspiracy, took Rs. 5 lacs from the complainant on pretext of
selling a property and after receiving the money, neither did they
execute the sale deed in favour of complainant nor return the
alleged amount.

4. Learned counsel for the petitioner submits that
from bare perusal of the complaint petition, it is apparent that



for cause of action which arose in the year 2012, present complaint has been filed in the year 2023 i.e. after inordinate delay of over 11 years which itself creates doubt over veracity of the prosecution case. Moreover, dispute involved in this case is with regard to sale and purchase of land which is purely of civil nature. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State as well as learned counsel for the complainant vehemently opposed the bail application.

6. Considering the nature of accusation and clean antecedent, 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 eight 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, Bhagalpur in connection with Complaint Case No. 510 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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