

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49212 of 2024

Arising Out of PS. Case No.-511 Year-2022 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Sudama Raut @ Sudama Patel S/o- Late Sunar Raut Village- Katgenwa Ps-
Nakardei Adapur Dist- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rambabu Patel son of Late Motilal Patel Village- Katgenwa Ps- Nakardei
Adapur Dist- East Champaran

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 19-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Com-
plaint Case No. 511 of 2022 dated 14.12.2022, instituted for the
offence punishable under Sections 420, 468, 323, 504, 506/34 of
the Indian Penal Code.

3. As per the allegations in the F.I.R., on 20.07.2021,
co-accused Santlal sold 10 dhurs land of the informant to
Bachchi Devi. It is further alleged that from the same plot of the
informant, Santlal sold 12 dhurs land to the petitioner. It is al-
leged that by making forged and fraudulent sale deed, the ac-
cused persons including the petitioner sold and purchased the



land of the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. Learned counsel for the petitioner submits that the petitioner has not cheated the informant. The petitioner is the bonafide purchaser of the said land. Learned counsel for the petitioner submits that the present case is civil in nature. Learned counsel for the petitioner submits that the co-accused Santlal Patel and the complainant are descendants of one Tapsi Raut and Santlal Patel has sold the land of his own share and Title Suit No. 765 of 2022 is going on between both the parties. Lastly, it has been submitted that the petitioner is in custody since 23.04.2024 having no criminal antecedents. Charge-sheet has been submitted in the case.

5. Learned A.P.P. has vehemently opposed the prayer for bail of the petitioner stating that the petitioner, under conspiracy, purchased the land of the informant from the co-accused Santlal and cheated the informant.

6. Having considered the facts and circumstances of the case, submissions of learned counsel for the parties and the nature of the case which is purely civil in nature, let the petitioner be released on 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 Chief Judicial Magistrate,
East Champaran, Motihari in connection with Complaint Case
No. 511 of 2022.

(Khatim Reza, J)

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