

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55996 of 2024

Arising Out of PS. Case No.-385 Year-2021 Thana- COMPLAINT CASE District- Araria

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Shekh Nizam @ Nazzo @ Md. Nizzam SON OF LATE ALIMUDDIN
VILLAGE- GAIRA, TOLA HASANPUR, WARD NO. 10, PS AND DIST-
ARARIA

... .. Petitioner/s

Versus

- 1 . The State of Bihar
2. RAVINDRA KUMAR ROY SON OF BRAJNANDAN ROY VILLAGE-
BACK TOLA, ASHRAM ROAD, DIST- ARARIYA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nishant Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-10-2024 Heard learned counsel for the petitioner and the

State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 406, 420/34 of the Indian
Penal Code .

3 . As per prosecution case , it is alleged that the
petitioners bought 110 quintals of paddy from the complainant.
@ Rs 1660/- per quintal, which was given to the complainant



for a total amount of Rs.1,82,600/- Later on Rs.15,000 was paid out of the total amount by the petitioners. Petitioners with dishonest intention started making excuses one after the other to stop the payment of dues to the complainant and when the complainant asked to return the dues amount from the accused persons, they abused him.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case only due to village politics. Petitioner has never taken any paddy from the complainant and the entire prosecution case is false and fabricated. Similarly situated co-accused persons have already granted bail by this Court vide order dated 01.05.2023 in Cr. Misc. No. 11148 of 2023 . Petitioner claims clean antecedent.

5 . Learned counsel for the State opposes the bail petition of the petitioner.

6. Considering the fact that similarly situated co-accused persons have already granted bail by this Hon'ble Court and other circumstances of the case , in the event of arrest or surrender within eight weeks from today, let the petitioner, as named above, 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 the learned Chief Judicial Magistrate,



Araria in connection with Complaint case no- 385C of 2021,
subject to the conditions laid down under section 438(2) of the
Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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