

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71560 of 2023

Arising Out of PS. Case No.-320 Year-2023 Thana- RAMNAGAR District- West Champaran

1. OMPRAKASH GUPTA @ OMPRAKASH SAH S/O DINANATH SAH
RESIDENT OF SARYU SINGH SUNDAR CHOWK, POST-
RAMNAGAR, PS. RAMNAGAR, MAUZA- NAIRNAPUR, DURGAPUR,
WEST CHAMPARAN, BIHAR
2. CHANDA DEVI W/O OMPRAKASH GUPTA @ OMPRAKASH SAH
RESIDENT OF SARYU SINGH SUNDAR CHOWK, POST-
RAMNAGAR, PS. RAMNAGAR, MAUZA- NAIRNAPUR, DURGAPUR,
WEST CHAMPARAN, BIHAR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Kumar Prabhakar
For the Opposite Party/s	:	Mrs. Madhuri Lata
For the Informant	:	Mrs. Syed Alamdar Hussain
		Mr. Shashi Bhushan
		Mr. Prem Kumar
		Mr. Alok Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

6 18-04-2024 Heard learned counsel for the petitioners, learned
counsel for the informant as well as learned Additional Public
Prosecutor for the State.

2. The petitioners apprehend their arrest in a case
registered for the offence punishable under Sections 406, 419,
420, 34 of the Indian Penal Code.

3. As per the FIR, the petitioners took Rs.12 lakhs
consideration amount from the informant for the purpose of
executing sale deed of a piece of land and a constructed house in



favour of the informant. It is alleged that the petitioners neither executed the sale deed nor returned the aforesaid amount.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. There is no specific overt act against the petitioners. He further submits that it is a case of pure civil dispute between the parties. Petitioners have one criminal antecedent, which is also mentioned in the supplementary affidavit filed by the learned counsel for the petitioners.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for anticipatory bail by submitting that there is specific allegation against the petitioners to commit fraud and forgery with the informant.

6. Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) **each** with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in



connection with Ramnagar P.S. Case No.320 of 2023, subject to
the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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