

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22944 of 2025

Arising Out of PS. Case No.-350 Year-2019 Thana- GOPALPUR District- Patna

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Manoj Kumar S/O Shiv Bachan Rai R/O Vill-Ilahibagh, Ps-Gopalpur, Dist-
Patna, Bihar Pin Code-800007

... .. Petitioner

Versus

1. The State of Bihar
2. Shashikant S/O Shri Nikhilesh Kumar Office at 315, Maharaja Kameshwar
Complex, Frazer Road, P.S- Kotwali, Dist- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Madhukar Mohan, Advocate

For the Opposite Party/s : Mr.Satyendra Narayan Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 13-05-2025 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 147, 148, 406, 420, 504,
506 and 341 of the IPC.

3. As per the prosecution case, informant entered into
an agreement with the accused persons including the petitioner
for purchase of some land and on 12.04.2016 he entered into a
registered agreement to sale and accordingly paid a sum total of
Rs.50 lakhs to Shivvachan Rai and his sons and daughters. Later
on, he was given possession over the land and he constructed
boundary wall and took electricity connection and in this way,
incurred expense of Rs.55 lakhs. He further alleged that on



14.11.2009, the accused persons and other anti social elements, armed with lathi and danda, tried to take possession of the land forcibly and on protest, accused persons abused the informant.

4. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case because he happens to be son of co-accused Shiv Bachan Rai. Petitioner has got no concern with alleged occurrence. Moreover, the dispute is out and out civil dispute for which informant has filed Title Suit No. 484/2019 in which petitioner has been arrayed as an defendant. Co-accused, with similar allegation, has already been allowed pre-arrest bail by a co-ordinate bench of this Court vide order passed in Cr.Mis.No. 83041/2024.

5. Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within eight weeks from today, let the petitioner, mentioned 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 Additional Chief Judicial Magistrate IX, Patna in Gopalpur Police Station Case No. 350 of 2019, subject to the conditions laid down under section



438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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