

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33172 of 2025

Arising Out of PS. Case No.-1542 Year-2024 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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Arun Kumar Agrwal Son of Late Ishwar Chand Agrwal Resident of Vill-
Mugeriganj, Ward No. 33, P.S.- Nagar, District- Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Prakash Kumar Agrwal Son of Sukhdeo Narayan Agrawal R/O-
Mungeriganj Main Market, Ward No. 33, P.S.- Nagar, District- Munger

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mrs. Archana Sinha, Sr. Adv.
	:	Mr. Ashok Kumar, Adv
For the Opposite Party/s	:	Mr. Surendra Kumar, APP
For the O.P. No. 2	:	Mr. Fazle Karim, Adv

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 20-05-2025 Heard learned counsel appearing on behalf of

the petitioner and learned Additional Public Prosecutor

appearing on behalf of the State.

2. The accused/petitioner is named in the

complaint and apprehended his arrest in connection with

Complaint Case No. 1542 C of 2024 registered for the

offences punishable under Sections 61(2) and 338 of the

BNS.

3. Allegation against the petitioner is to



involve/indulge in cheating of complainant by creating forged documents regarding a piece of land, description of which is available in complaint petition, itself.

4. Mrs. Archana Sinha, learned senior counsel appearing on behalf of the petitioner submitted that petitioner is neither purchaser nor seller of the disputed piece of land, rather he is a mere witness. It is submitted that complainant is in habit of filing false complaints against other innocent persons and as per instructions complainant filed about 23 cases against innocent persons out of which list of 10 cases have been mentioned in para-8 of the present bail petition. It is submitted that there is no allegation against this petitioner and he being witness committed nothing wrong, while executing the sale-deed. It is also submitted that Title Suit No. 08 of 2023 is still pending between the parties before Sub-ordinate Court, Begusarai. While concluding the argument, it is submitted that petitioner is a man of clean antecedent.



5. Learned APP duly assisted by learned counsel appearing on behalf of O.P. No. 2 could not dispute the fact that petitioner was only witness of the disputed sale-deed. It is also submitted by learned counsel for O.P. No. 2 that he had instruction that petitioner is found involved in other criminal case also.

6. In view of aforesaid facts and circumstances and by taking note of the fact as petitioner is only witness of the disputed sale deed for which title appeal is also pending between the parties, coupled with the fact as petitioner is a man of clean antecedent, accordingly petitioner above named, in the event of his arrest or surrender before the learned Trial Court within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Begusarai/concerned Trial Court where the case is pending in connection with Complaint Case No. 1542 C of



2024 subject to the conditions as laid down under Section
482(2) of the BNSS with a condition:-

- 1. It is made clear that before accepting bail bond of petitioner his criminal antecedent be verified and if he found in any other criminal case contrary to his statement as mentioned on affidavit the bail bond as furnished by petitioner shall not be accepted by the Court concerned/Trial Court.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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