

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71846 of 2024

Arising Out of PS. Case No.-11 Year-2024 Thana- BUXAR District- Buxar

Janardan Prasad S/o Late Yamuna Prasad R/o Village- Kazipur, P.S.- Simari,
District- Buxar Petitioner

Versus

1. The State of Bihar
2. Itaff Hussan S/o Late Haider Hussain R/o Village- Shaheed Gate, Old
Thana, P.S.- Dumaraon, District- Buxar
... .. Opposite Parties

Appearance :

For the Petitioner : Mr.Vishwanand Upadhyay, Advocate
For the Opposite Party : Mr.Arun Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 18-01-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for offence under Sections 406, 420, 467, 468, 34 of the Indian Penal Code.

3. As per the prosecution case, this petitioner along with other accused persons, after receiving Rs.16,80,000/- from the complainant, executed sale deed in favour of complainant of a disputed land, which is subject matter of Probate case no. 1/2008.

4. Learned counsel appearing for the petitioner submits that the petitioner has not received any amount. He further submits that the present F.I.R. has been lodged after a delay of more than 10 years on 05.01.2024 without there being



any plausible explanation of delay. The dispute is purely of civil nature. Co-accused, with similar allegation, has already been allowed pre-arrest bail by this Court vide order passed in Cr.Mis.No. 21437/2024. Petitioner claims clean antecedent.

5. Learned counsel for the State as well as the informant oppose the prayer for bail.

6. 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 the Chief Judicial Magistrate, Buxar in Buxar Town Police Station Case No. 11 of 2024, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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