

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78414 of 2024

Arising Out of PS. Case No.-310 Year-2023 Thana- JOGAPATTI District- West Champaran

Raju Yadav Son of Late Jagai Yadav Resident of Vill- Koirgawa, P.S.-
Yogapatti, Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Md. Fdilshad Alam, Adv. Mr. Shayam Singh and Bharti Rai, Advocates
For the Opposite Party/s	:	Mr. Binod Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 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 the offence under Sections 420, 406, 467, 468, 471, 120B, 188 and 34 of the Indian Penal Code.

3. As per the prosecution case, co-accused Narendra Mishra executed sale-deed of lands in question adjacent to Highway in favour of petitioner and other co-accused persons, which is subject matter of a pending partition suit, bearing Partition Suit No. 114 of 1969, filed by the informant.

4. Learned counsel for the petitioner submits that petitioner is *bonafide* purchaser of the land in question and has purchased the land after making payment of consideration



money to co-accused Narendra Mishra. The dispute is purely of civil nature. He further submits that informant and co-accused Nagendra Mishra are co-sharers and *agnates*. Similarly situated three co-accused persons have already been granted anticipatory bail by this Court, vide order dated 04.04.2024 passed in Cr.Misc. No. 22333 of 2024. He lastly submits that petitioner is himself a victim of the circumstances.

5. Learned A.P.P. for the State has opposed the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances, in the event of arrest/surrender before the Court below within a period of eight weeks from today, let the above named petitioner 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 learned C.J.M., Bettiah, West Champaran / concerned Court in connection with Yogapatti P.S. Case No. 310/2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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