IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17525 of 2026

CNR No. BRHC010125112026

Arising Out of PS. Case No.-247 Year-2025 Thana- CHHATAUNI District- East Champaran

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1. Kishori Thakur S/o Kashi Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East Champaran
2. Munna Thakur S/o Lalan Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East Champaran
3. Sharada Sahani S/o Babulal Sahani R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran
4. Paras Thakur S/o Late Mangal Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran
5. Pappu Thakur S/o Sudama Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran
6. Gayapati Devi W/o Late Ramagya Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran
7. Shubhalal Thakur S/o Late Mangal Thakur Bihar
8. Rajesh Kumar Thakur S/o Late Ramagya Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran
9. Munna Thakur S/o Late Ramanand Thakur R/o Village - Bariyarpur, P.S - Chhatauni, District - East champaran

... ... Petitioner/s

Versus

1. The State of Bihar
2. Neelam Singh w/o Pashupati Nath Singh R/o Village- Balua Tal, P.S.- Nagar Motihari, Distt.- East Champaran

... ... Opposite Party/s

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Appearance :
For the Petitioners : Mr. Manoj Kumar
For the State : Mr. Md. Matloob Rab, APP
For the O.P.-2 : Mr. Vikas Kumar & Mr. Akash Deep

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

7 27-10-2026 Heard learned counsel for the petitioners, learned A.P.P. for the State and learned counsel for opposite party no. 2.

2. The petitioners apprehend their arrest in a case

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registered for the offence under Sections 338, 336(3), 340(2), 318(4), 61(2), 351(2), 3(5) of the Bhartiya Nyaya Sanhita.

3. The prosecution case, in brief, is that informant purchased some land, vide three sale-deeds in the year 2001, 2002 and 2003 and thereafter, erected boundary wall and guard room on the said land. It is alleged that since informant lives in America, on 11.01.2025 petitioner Munna Kumar (petitioner No.2) alongwith others came at the land of the informant and tried to take possession, in respect of which, Chhatauni P.S. Case No. 25 of 2025 was registered and later on, all accused persons including these petitioners under conspiracy became purchasers, vendors and witnesses of the sale-deed dated 25.02.2025 and 25.03.2025 and when she (informant) raised objection, then she and her helpers were threatened to kill.

4. Learned counsel for the petitioners submits that petitioners are quite innocent and have committed no offence. They are simply victim of false implication. Petitioner nos. 1, 2, 4, 6, 7 & 9 are vendors, whereas petitioner nos. 3, 5 & 8 are witnesses of the aforesaid sale-deeds. Vendors are the descendents of the Jamabandi-holders of the aforesaid land namely Rawan Thakur, Bhawan Thaur and Puran Thakur. Moreover, the dispute is of civil nature.

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5. Learned counsel appearing on behalf of opposite party no. 2 vehemently opposes prayer for anticipatory bail of petitioners and submits that petitioners, with intention to grab the land of opposite party no. 2, have created a forged and fabricated document knowing fully well that the entire land belongs to the opposite party no. 2 and owing to business purpose, she has been staying at United States of America and taking advantage of situation, the petitioners have committed such offence by creating a forged and fabricated sale-deed just to grab the land of opposite party no. 2.

6. In the facts and circumstances of the case, the prayer for anticipatory bail of petitioners is rejected.

(Prabhat Kumar Singh, J)

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