IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75322 of 2026

CNR No. BRHC011010972026

Arising Out of PS. Case No.-65 Year-2026 Thana- Bathnaha District- Araria

==========

1. Nandlal Sah, son of Late Baleshwar Sah, r/o Village - Fena Belahi, Ward No. 13, P.S - Bathnaha, District - Araria
2. Gita Devi, wife of Nandlal Sah, r/o Village - Fena Belahi, Ward No. 13, P.S - Bathnaha, District - Araria

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Vijay Kishore Bharti, Advocate
For the Opposite Party/s : MS. Renuka Ratnakar, APP

==========

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners apprehend arrest in connection with Bathnaha P.S. Case No.65 of 2026 dated 06.05.2026, instituted under Sections 115(2), 126(2), 318(4), 338, 336(3), 340, 119(1), 352, 351(2), 3(5) of the *Bharatiya Nyaya Sanhita*, 2023.

3. The prosecution case, in brief, is that accused Nand Lal Sah and his wife Geeta Devi allegedly conspired to grab the informant's ancestral land by forging documents and fraudulently executing a sale deed. Upon confronting them with the relevant records, the accused persons allegedly assaulted, intimidated and threatened to kill the informant. The informant

WEB COPY

further alleged that the accused attempted to illegally occupy his land.

4. Learned counsel for the petitioners submits that the petitioner no. 1 is the grandson of Akshay Lal Sah, who has half share of RS Plot No. 502 measuring an area of 61 decimals. It is further submitted that the petitioner no.1 executed sale deed on 19.07.2010 in favour of his wife i.e., petitioner no.2 with regard to 37 decimals, 500 sq. kadi and the name of the petitioner no.2 was also mutated. Receipt was also issued upon payment of rent. It is further submitted that the informant purchased a part of land i.e., 18 decimals of Plot No. 502 from the other co-sharers of Akshay Lal Sah namely Dhaniklal Sah and Mannu Lal Sah. It is further submitted that Title suit No. 818 of 1996 has been filed by Ram Tahal Sah and other co-sharers against descendants of Mannu Lal Sah. It is further submitted that till date no title suit has been filed for cancellation of registered sale deed dated 19.07.2010 executed in favour of petitioner no.2. It is further submitted that the present dispute is purely civil in nature. Lastly, it is submitted that the petitioner no.1 has one criminal case against him in which he has been acquitted and so far petitioner no.2 is concerned and she has no criminal antecedent.

WEB COPY

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Araria, in Bathnaha P.S. Case No.65 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

7. The application stands allowed.

(Khatim Reza, J)

dolly/-

U		T	

WEB COPY