IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81278 of 2026

CNR No. BRHC011063472026

Arising Out of PS. Case No.-238 Year-2023 Thana- PUPRI District- Sitamarhi

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Kartik Kumar Verma @ Kartik Verma S/O Kailash Prasad Verma R/O Village- Jhajhihat, P.S- Pupri, District- Sitamarhi, Bihar- 843320.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Rajiv Kumar Verma, Sr. Advocate
	:	Mr. Rabindra Nath Kanth, Advocate
For the State	:	Mr. Shyam Kumar Singh, APP
For the Informant	:	Mr. Ashish Kr. Sinha, Advocate
	:	Mr. Amit Kr. Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 25-11-2026 Heard Mr. Rajiv Kumar Verma, learned senior counsel for the petitioner, Mr. Shyam Kumar Singh, learned Additional Public Prosecutor for the State and Mr. Ashish Kr. Sinha, learned counsel for the Informant.

2. Petitioner seeks bail who is in custody since 03.12.2025 in connection with Pupri P.S. Case No. 238 of 2023, F.I.R. dated 09.06.2023 for the offences punishable under Sections 420, 467, 468, 471 and 120 (B) of the Indian Penal Code but the police after investigation submitted charge-sheet under section 420, 467, 468, 471 and 120 (B) of the Indian Penal Code.

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3. The prosecution case, in brief, informant alleged that the co-accused persons fraudulently obtained a forged Family Membership Certificate by falsely showing his deceased father, Late Umesh Prasad Verma, as unmarried. The petitioner, along with Veena Prasad, Ward Member Sushila Devi and her husband, Narayan Thakur, is alleged to have conspired in the said forgery to grab the informant's share of ancestral land.

4. Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in the present case. At the instance of one Sushil Kumar Chaudhary who got unauthorized sale deed executed from Ujjawal Prakash Verma (informant) in his favour with respect to land in question and got the present criminal case instituted in collusion with Ujjwal Prakash Verma to harass the petitioner and his family members in order to restrict them from raising objection against unauthorized sale and purchase. It has come during investigation in the case diary in paragraph no.44 that Jamabandi Partition Case No. 1899 of 2001-2002, whereby ancestral lands running under common Jamabandi have been partitioned and separate Jamabandi No. 1611, 1612 and 1613 opened respectively in the name of Raghubansh Prasad Verma, Kailash Prasad Verma and Umesh Prasad Verma. One Sushil

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Kumar chaudhary got 6 sale deed dated 17.04.2021, 02.07.2021 and 10.07.2021 executed by Ujjwal Prakash Verma (informant) in the name of Sushil Kumar Chaudhary and his son and daughter with respect to lands of Jamabandi No. 1613 standing in the name of Umesh Prasad Verma, showing Ujjawal Prakash Verma (informant) as son of Late Umesh Prasad Verma.

5. Learned counsel for the petitioner submits that Mutation Case No. 318 of 2021 filed by Ujjwal Prakash Verma (informant) before Circle Officer, Pupri for mutation of the lands standing in the name of Late Umesh Prasad Verma, showing to be his son but it has come during investigation in paragraph no.50 of case diary that Ujjwal Prakash Verma (informant) as ‘Adopted’ son.

6. Learned counsel for the petitioner submits that it is pertinent mention that one Indra Prabha Devi claiming to be wife of Late Umesh Prasad Verma filed objection before the Circle Officer, Pupri and she claimed for mutation of the land under Jamabandi No. 1613 in her name. The Circle Officer, Pupri rejected the Mutation Case No. 318 R27/2021-2022. The informant has also raised objection before the Land Acquisition Officer, Sitamarhi against payment of land compensation in favour of Raghubansh Prasad Verma and Kailash Prasad Verma

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under land acquisition proceeding vide Record No.04 of 2017-18 and Record No. 05 of 2017-18. The objection raised by the informant has already been rejected by the District Land Acquisition Officer, Sitamarhi by order dated 25.06.2022. The compensation against acquisition of land determined on the basis of the record of Jamabandi Partition Case No. 1899 of 2001-2002 to the extent of their 2/3 share to each of them as per partition in the land of Plot No. 6844.

7. Learned counsel for the petitioner submits that in course of land acquisition proceeding Raghubansh Prasad Verma and Kailash Prasad Verma found in possession over their respective share and they have paid rent up to 2020-21 and Land Possession Certificate issued in their names.

8. Learned counsel for the petitioner submits that then the informant has filed Mutation Appeal Case No. 37 of 2021-22 in the Court of D.C.L.R, Pupri (Sitmarhi) against the order dated 22.06.2021 passed by Circle Officer, Pupri in Mutation Case No. 318/ 2021-22.

9. Learned counsel for the petitioner further submits that the learned D.C.L.R, Pupri (Sitamarhi) after hearing all the parties has been pleased to reject Mutation Appeal Case No. 37 of 2021-22 vide order dated 03.11.2022.

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10. Learned counsel for the petitioner next submits that from perusal of the aforesaid it appears that informant could not succeeded before the Revenue authorities as well as the Land Acquisition Officer, Sitamarhi only then he has lodged present FIR by suppressing the orders passed by the Revenue Authorities and Land Acquisition Officer. It appears from the aforesaid that no case is made out against the petitioner and the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 03.12.2025.

11. The learned Additional Public Prosecutor for the State and learned counsel for the Informant have vehemently opposed the prayer for bail of the petitioner and submit that initially the bail application of the petitioner was rejected vide order dated 09.01.2025 in Cr. Misc. No. 49165 of 2024. Thereafter the petitioner has filed a Special Leave Petition (Criminal) Diary No. 19600 of 2025 before the Hon'ble Supreme Court. The same was disposed of vide order dated 24.04.2025 with observation that "we dispose of this Special Leave Petition by reserving liberty to the petitioner herein to seek regular bail in case of necessity and apart from that petitioner carries eleven criminal antecedents other than the present one but fairly submits on the basis of paragraph-3 of the

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bail application that the petitioner is on bail in the four cases out of eleven cases.

12. Considering the aforesaid facts and circumstances as well as period of custody of the petitioner, let the petitioner, above named, be released 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 learned S.D.J.M., Pupri, Sitamarhi in connection with Purpi P.S. Case No. 238 of 2023, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the

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acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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