

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4000 of 2026

Arising Out of PS. Case No.-275 Year-2004 Thana- KHAGARIA COMPALINT CASE
District- Khagaria

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Suresh Yadav S/o Late Rasho Yadav R/o Vill- Barua, P.S.- Alouli, Distt-
Khagaria, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shyama Devi Wife of Yogendra Yadav Resident of Village- Khaira Kothi,
P.S- Bihthan, District- Samastipur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rabish Kumar, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 24-02-2026 Heard learned counsel for the petitioner, learned APP

for the State and learned counsel appearing for the Opposite

Party No.2.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 420 and 468 of the I.P.C.

3. As per the prosecution case, petitioner along with
co-accused persons have fraudulently got a fake *kevala* of a land
which was given to complainant and witness no. 2 by the father
of the complainant by executing a gift deed.

4. Learned counsel for the petitioner submits that the
present case arises out of a complaint with regard to execution
of fraudulent and a fake sale deed given to the complainant. A



bare perusal of the complaint petition would indicate that the petitioner is merely a witness to the said sale deed and the thrust of allegation is on other co-accused persons. Learned counsel for the petitioner submits that allegation are purely civil in nature and the informant always has the option of exercising other alternative remedies. Petitioner is in custody since 04.11.2025 and charges have also been framed.

5. Learned APP for the State and learned counsel for the informant, however, oppose the bail petition on the ground of the complicity of the petitioner in the alleged offence.

6. Taking into consideration the facts and circumstances of the case and also considering the fact that the petitioner is merely a witness of the sale deed and charges have already been framed in the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Complaint Case No. 275C of 2004, subject to the condition that :

(i) The petitioner shall remain physically present in court on each and every date during trial and in the event of



failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

7. Pending I.A, if any, stands disposed of.

(Soni Shrivastava, J)

vashudha/-

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