

Sl. No.	Date of order of proceeding	Order with the signature of the Court	Office action taken with date
		In the Court of Judicial Commissioner, Ranchi <u>A.B.P. No.2728 of 2024</u> <u>Arising out of Chutia P.S. Case No.190/24</u> CNR No.- JHRNO10117352024 Name of Accused Petitioner :Nisha Verman Name of complainant : Dilip Kumar Yadav Learned counsel for petitioner : Dr. Ravindra Kumar, Ld. Adv. Learned counsel for prosecution: Sri Anil Kumar Singh, Ld.P.P	
	26.09.2024	The anticipatory bail petition dated 25.09.2024 filed on behalf of accused petitioner namely Nisha Verman who is apprehending her arrest in relation to <u>Chutia P.S. Case No.190/24</u> registered under Sections 316(2), 318(4), 338, 351(3)/61 of Bharatiya Nyaya Sanhita is taken up for hearing. It has been submitted by learned counsel appearing on behalf of petitioner that he had committed no offence whatsoever as alleged in the written report. It is further argued that there is transactional dispute between the parties in relation to sale and purchase of land. It is further argued that the present case is absolutely civil in nature. It is further urged that petitioner is lady thus deserve to be dealt leniently. Therefore, having placed reliance upon submission made herein above, it is submitted that accused petitioner may be admitted on anticipatory bail. Learned P.P. vehemently opposed the prayer for anticipatory bail and submitted that the accused petitioner and others being conspired together defrauded Rs.20 lakh in the name of providing land to the informant and did not return the money, hence the bail petition filed on her behalf is fit to be rejected. Consequent upon rival submission a careful perusal of record makes it clear that in this case the criminal law has been set at motion in the light of written report lodged by Dilip Kumar Yadav alleging inter alia that he purchased a two-story house on 2.48 decimals of land in Mouja-Samlong from Prabha Devi. He made an agreement and paid Rs.20 lakh through cash, cheque, and PhonePe. He asked Prabha Devi and Alok Kumar to complete the registration with the remaining Rs.40 lakh but they delayed. On 26.6.2024, they made a second agreement promising to return the money by 25.7.2024 but instead threatened him with harm if he persisted. As a result, the present case was filed.	

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Contd..2 26.9.2024		From perusal of contents of written report, it is evident that core of the controversy lies into the fact that an agreement was taken place between the parties in lieu of purchase of a two-story house on 2.48 decimals of land and pursuant thereto about 20 lakh was paid to him but petitioner failed to comply his words and failed to execute the agreement. Without expressing any opinion on the merit of the case this court is of the opinion that genesis of the case arises out of contractual in relation to land. From perusal of contents of written report, it is manifest that the dispute is of civil nature and there is no specific and direct allegation against the petitioner. More so petitioner is lady that thus she deserves to be dealt leniently. Earlier similarly situated co-accused has been enlarged on anticipatory bail vide order dated 23.09.2024 passed in ABP No.2571 of 2024. Hence, considering the aforesaid facts and circumstances, this court does not find any requirement of custodial interrogation. The anticipatory bail petition of the petitioner stands allowed. Therefore, the petitioner, above named, is directed to surrender before the learned court below within two weeks from today and in the event of her arrest or surrender, the learned court below shall enlarge her on bail, on furnishing bail bond of Rs.20,000/- (twenty thousand) with two sureties of like amount each to the satisfaction of the court on the terms and conditions enumerated u/s. 438(2) Cr.P.C. The petitioner shall file her copy of Aadhar card and mobile number and the same will not be changed without permission of the court during the pendency of the case. sd/- Judicial Commissioner, Ranchi	