

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**A. B. A. No. 3938 of 2013**

1. Paresh Nath Roy
2. Banshi Badan Roy
3. Shyamal Kumar Roy

..... Petitioners

**Versus**

1. The State of Jharkhand
2. Binod Kumar Gupta

..... Opposite Parties

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**CORAM: HON'BLE MR. JUSTICE AMITAV K. GUPTA**  
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For the Petitioner	:	Mr. Subodh Kumar Jha, Advocate
For the Informant	:	Mr. Pran Pranay, Advocate
For the State	:	A.P.P

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**05/Dated: 28<sup>th</sup> February, 2014**

Learned counsel for the petitioner has submitted that the petitioner is ready to execute the sale deed in terms of the agreement, if the complainant pays the remaining amount of Rs.18,00,000/- and if it is not agreeable to them, they are ready to refund the amount of Rs.3,13,000/- and with the said observation the bail application may be disposed of.

Learned counsel appearing on behalf of the complainant while opposing the prayer for bail has agreed that if the petitioner deposits Rs.3,13,000/-, which has been paid as part consideration amount, he has no objection and shall file compromise petition before the Court below for withdrawing the case.

Regard being had on the facts and circumstances, if the petitioner pays Rs.3,13,000/- by way of demand draft drawn in favour of the complainant, Binod Kumar Gupta and produces the same in the Court below within eight weeks from the date of this order, the learned Court below shall enlarge the above named petitioners on bail on their furnishing bail bond of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Deoghar, in connection with Deoghar Town P.S. Case No. 215 of 2013, corresponding to G.R. No.676 of 2013, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

**(Amitav K. Gupta, J.)**