

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Writ Jurisdiction Case No.86 of 2016**

Arising Out of Complaint Case No. 1156-C Year- 2010 Thana - District- PATNA

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Santosh Kumar Pandit, Son of Radha Pandit, Resident of village/P.O.- Sadishopur,  
P.S.- Bihita, District- Patna

.... .... Petitioner

Versus

1. The State of Bihar through Home Secretary, Govt. of Bihar, Patna
2. The Registrar General, Patna High Court, Patna
3. The District and Session Judge, Patna
4. The Registrar, Civil Court, Patna
5. The A.C.J.M., Danapur, Patna
6. Lalita Devi, W/o Surya Kant Pandit, Vill.- Sadishopur, P.S.- Bihita, Distt.- Patna

.... .... Respondents

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**Appearance :**

For the Petitioner : Mr. Gopal Govind Mishra, Advocate.  
For the State : Mr. Amit Kumar, A.C. to S.C. 10  
For the High Court  
For Respondent Nos. 2 to 5 : Mr. M. Mauli, Advocate.

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**CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA**

**ORAL JUDGMENT**

**Date: 11-02-2016**

Heard learned counsel for the petitioner, State  
and the counsel for Respondent Nos. 2 to 5.

2. The grievance of the petitioner is that the  
arrest of the petitioner was stayed by this Court in Cr.  
Misc. No. 17303 of 2011 on 18<sup>th</sup> of May, 2011. Such order  
was received by the trial court but still petitioner was  
arrested, as the order was managed to be misplaced from  
the records of the trial court. Admittedly, when the factum  
of the order was brought to the notice of the trial court,  
the petitioner was granted benefit of the order, as was

passed on 18<sup>th</sup> of May, 2011.

3. In respect of the arrest of the petitioner even though an order was passed, the petitioner is at liberty to take recourse to such other alternative remedy as the petitioner may choose to avail but no further orders are called for in the present petition.

4. Writ Petition stands disposed of.

**(Hemant Gupta, J)**

P.K.P.

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