

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30415 of 2016

Arising Out of PS.Case No. -996 Year- 2009 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Sunil Sharma @ Sunil Kumar, S/o Late Janakdeo Sharma, Late Janak
Sharma, R/o village - Kajisarai, P.S.- Kako, Distt. - Jehanabad

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.... Petitioner/s

Versus

1. The State of Bihar
2. Raj Kumari Devi, W/o Satyendra Pandit, R/o village - Kajisarai, P.S.
Kako, Distt. - Jehanabad

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Avanish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 08-09-2016 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in

connection with Complaint Case No.996 of 2009 for allegedly

having committed the offence under Section 354B of the

Indian Penal Code.

Learned counsel for the petitioner submits that

whatever may be nature of allegations, the name of the present

petitioner has been included in the present case only because

in the year 2008 itself the petitioner, who was a landlord of the

complainant, had been made the second party in a proceeding



under Section 107 Cr.P.C. on 30.11.2008. In the said proceeding, a report was submitted that the complainant was the tenant and had been unauthorisedly living in the house of the present petitioner and had filed the case only for the said reason as she does not want to be evicted therefrom. Learned counsel for the petitioner further submits that in the present case, the name of the petitioner has been taken only out of vengeance and he has no concern with the same, though the matter had remained pending in the court for the past six years. All of a sudden, cognizance of the offence was taken against the petitioner and, therefore, he is apprehending his arrest.

In view of the nature of allegations and that there is a history of litigations between the petitioners, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bond of ₹10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Jehanabad, in connection with Complaint Case No.996 of 2009, subject to

the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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