

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52950 of 2016

Arising Out of PS.Case No. -5 Year- 2014 Thana -SAHJAHANPUR District- PATNA

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Suman Prakash Choudhary S/o Madan Mohan Choudhary, R/o Village-
Maksudpur, P.S.- Shahjahanpur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinesh Kumar, Adv.

For the Opposite Party/s : Mr. Arun Kumar Singh -5, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 18-01-2017 Heard both sides.

The petitioner apprehends his arrest in Shahjahanpur
P.S. Case No. 05/2014, registered for the offences punishable
under Section 498A of the Indian Penal Code.

Mr. Dinesh Kumar learned counsel for the petitioner
submits that the prayer for anticipatory bail of the petitioner was
earlier rejected vide order dated 28.07.2015 passed in Cr. Misc.
18953/2015, but the petitioner could not surrender in the court
below due to certain compelling circumstances. The matrimonial
dispute is still pending in the Family Court, Patna.

From perusal of the record, it appears that no fresh
ground is brought on record to be considered for the prayer for
anticipatory bail of the petitioner.



Considering the facts aforesaid, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below within four weeks from the date of receipt/production of a copy of this order and prays for regular bail, learned court below shall consider the prayer for regular bail of the petitioner on its own merit without being prejudiced by this order and dispose of the bail petition preferably on the same day.

(Prabhat Kumar Jha, J.)

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