

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20815 of 2021

Arising Out of PS. Case No.-227 Year-2019 Thana- DAGARUA District- Purnia

Shankar Prasad Gupta Son Of Vidyanand Shah Resident of Village -
Kanhariya, P.S.- Dagaruwa, Distt.- Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Advocate Dr. Bidhu Ranjan, Advocate
For the Opposite Party/s	:	Mr. Ram Bilash Roy Raman, APP
For the Informant	:	Md. Ejaz Akhtar, Advocate

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 29-11-2021 Let the defects, if any, be removed within four weeks
after complete start of the physical Court.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections
376/504/34 of the Indian Penal Code.

The statement of the victim recorded under Section
164 Cr.P.C., a copy at Annexure-4, would reveal that she was in
relationship with the petitioner prior to her marriage. However,
she got marriage with one Subhash Kumar Prasad. Even after
her marriage the petitioner used to torture her and established



physical relation with her.

Submission is that the parties have compromised the case and the informant was voluntarily in relation with the petitioner.

Learned counsel for the informant does not dispute the factum of compromise.

Considering the facts aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs. 20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Dagaruwa P.S. Case No.227 of 2019, subject to the condition as laid down under Section 438 (2) of the Code of Criminal Procedure as well as subject to the following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.



(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

Mkr./-

U		T	
---	--	---	--

