

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26805 of 2021

Arising Out of PS. Case No.-1721 Year-2015 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

Binda Sah, S/o- Late Dhaneshwar Sah Resident of Village- Majhaulia, P.S.-
Majhaulia, District- West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Prabhunath Sah S/o- Banarsi Sah Resident of Village- Basra, P.S.-
Majhaulia, District- West Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Kumar, Adv.
For the Opposite Party/s : Mrs. Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY
ORAL ORDER

2 09-03-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard learned counsel for the petitioner as well as

learned APP for the State.

The petitioner apprehends his arrest for the offences

alleged under Section 406 of the IPC, registered in connection

with Trial No.2965 of 2020 arising out of Complaint Case

No.1721-C/15.

As per allegation, the complainant is a retired Army

man. The petitioner took Rs.60,000/- on credit for treatment, but

he did not return.

It appears a case of civil nature and ultimate remedy



lies in the civil court not in the criminal side.

Considering this facts and circumstances, let the petitioner above named, in the event of his arrest or surrender within three weeks from the date of communication of this order be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Bettiah in connection with Trial No.2965 of 2020 arising out of Complaint Case No.1721-C/15, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Office shall ensure that all the defects are removed by the petitioner within the stipulated time as provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey , J)

Prakash Narayan /-

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