

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31663 of 2021

Arising Out of PS. Case No.-957 Year-2019 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

=====

KESHAB BIHARI SINGH @ KESHAV BIHARI SINGH @ BHIKHARI SINGH Son of Ramjas Singh Formerly owner of M/S Jai Bhawani Vastralaya, Resident of Village + P.O. and P.S.- Kotba @ Kotwa, district- East Champaran (Motihari) and at Present resident of Kadam Chauk, Katba, P.O. + P.S.- Kotba, District- East Champaran.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Pramod Kumar Agrawl Son of Late Gobardhan Das Agrawal, Proprietor of M/S- Sagar Shree Wholesale Merchand) at Bank road, Suttapatti, P.S.- Town, District- Muzaffarpur.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Yugal Kishore
For the Opposite Party/s : Mr.Nand Kumar

=====

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

2 01-02-2022 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor for the State through video conferencing.

The learned counsel for the petitioner is directed to remove all the defects pointed out by the office within one month.

The petitioner apprehends his arrest in connection with Complaint Case No. 957 of 2019 registered for offence punishable under sections 406, 409, 420 of the Indian Penal Code.



The learned counsel for the petitioner has submitted that the complainant filed the complaint petition on 16.04.2019, alleging therein that the petitioner has taken clothes from the firm of the complainant from 17.05.2010 to 31.05.2010, but he did not pay the entire consideration amount and only part payment was done.

The learned counsel for the petitioner has submitted that the entire consideration amount was paid to the complainant. At the same time, he has also submitted that the complaint case has been filed after lapse of nine years.

Considering the above mentioned facts and circumstances, the dispute appears to be of civil nature. Accordingly, let the petitioner above named, in the event of his arrest or surrender, within four weeks from today, be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Muzaffarpur in connection with Complaint Case No. 957 of 2019, subject to condition as laid down under section 438(2) Cr. P.C.

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



Court.

(Nawneet Kumar Pandey , J)

Mahesh/-

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

