

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45622 of 2021

Arising Out of PS. Case No.-1506 Year-2019 Thana- PATNA COMPLAINT CASE District-
Patna

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Vikash Kumar Shaw @ Vikki Kumar S/O Madan Prasad Shaw R/O Madan Biswas Lane, Near Rakhi Cinema, P.S-Mali Panchdhar, District-Howrah, West Bengal.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Poonam Kumari W/O Vikash Kumar Shaw @ Vikki Kumar And D/O Kailash Prasad Shaw R/O Tulsi Mandi, P.S-Alamganj, District-Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh
For the Opposite Party/s : Mr. Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 29-08-2022 Office pointed out that the requisites under both process for issuance of notice upon opposite party no. 2 has not been filed as yet.

Learned counsel for the opposite party no. 2 appears by filing Vakalatnama.

Heard learned counsel for the petitioner, opposite party no. 2 and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to remove the defects within three weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioner is apprehending his arrest in a case



registered for the offence punishable under Sections 498A of the Indian Penal Code.

It is submitted by learned counsel for the petitioner that petitioner is innocent and has been falsely implicated in this case. He submits that the petitioner and opposite party no. 2 is living together in Kolkata. This fact is not disputed by the learned counsel for the opposite party no. 2. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Considering the facts and circumstances of the case, the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Complaint Case No. 1506 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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