

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49115 of 2021

Arising Out of PS. Case No.-270 Year-2021 Thana- KHAJANCHI HAT District- Purnia

ABHINANDAN KUMAR @ ABHINANDAN MANDAL S/O Sita Ram
Mandal Resident of Mohalla - Khairaganj, Rambag, P.S. - Purnea Sadar,
District - Purnea.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghvendra Kumar Singh

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 25-03-2022 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in connection
with K. Hat P.S. Case No. 270 of 2021 registered for the
offence punishable under sections 363, 365 of the Indian
Penal Code.

Learned counsel appearing for the petitioner
submits that petitioner has not committed any offence as
alleged in the first information report and he has been
falsely implicated in this case. The present first information
report has been lodged after one month of the alleged
occurrence without there being any plausible explanation
for the delay. Petitioner and the husband of the informant

used to work together. As a matter of fact, after the death of the husband of the informant, in order to help her the petitioner had given money to her, but on demand the informant has lodged the present false case to escape from the liability, as is evident from Annexure-3. Petitioner is suffering from neuro problem and on the alleged date of occurrence petitioner had gone to Katihar for treatment of his daughter, as is evident from Annexures-4 and 5. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioner, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing personal bond to the satisfaction of Chief Judicial Magistrate, Purnea in connection with K. Hat P.S. Case No. 270 of 2021 subject to the conditions laid down under section 438(2) Cr.P.C.

(Arvind Srivastava, J)

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