IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34145 of 2023

Arising Out of PS. Case No.-1677 Year-2018 Thana- SAMASTIPUR COMPLAINT CASE District- Samastipur

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MD. SAZZAD ALAM S/O LATE MD. YASEEN R/O Village- Ward No. 3, Saharsa Basti, P.S- Saharsa, Distt.- Samastipur.

... ... Petitioner/s

Versus

1. The State of Bihar
2. Baby Khushbu W/O Md. Sazzad Alam, D/O Md. Ahmad Reza R/O Ward No. 33, Saharsa Basti, P.S- Saharsa, Distt.-Samastipur, At present R/O Village and P.O- Sari, P.S- Warisnagar, Distt.- Samastipur.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Pramod Mishra
For the Opposite Party/s : Mr.Meena Singh

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CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

11 13-12-2024 Heard.

2. The petitioner was granted provisional anticipatory bail by order dated 23-01-2024 on the assurance that he would pay Rs. 4,00,000/- (Four lacs) to his wife, Baby Khushboo (informant) in her account No. 3504000100454864, IFSC Code-PUNB0350400 (Punjab National Bank). The petitioner had assured that the entire amount shall be deposited in the bank account of the informant within a period of nine months from the date of that order i.e. 23-01-2024.

3. Learned counsel for the informant has submitted that after lapse of 11 months, the petitioner did not pay single

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farthing and hence, he did not adhere to his words on the basis whereupon, he became successful in obtaining the order of provisional anticipatory bail.

4. No cogent reason for non-payment of even a single penny has been shown to the court by the learned counsel for the petitioner. It appears that he became successful in obtaining provisional anticipatory bail on false assurance.

5. The order dated 23-01-2024 by which the petitioner was granted provisional anticipatory bail is hereby withdrawn. His bail bonds is directed to be cancelled.

6. The learned court below is directed to proceed further to procure the attendance of the petitioner in the court.

7. The Superintendent of Police, Samastipur will be responsible for production of the petitioner in the court below in the court below.

8. With the aforesaid observation(s), this petition is disposed of.

9. Let a copy of this order be transmitted also to the Superintendent of Police, Samastipur immediately.

(Nawneet Kumar Pandey, J)

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