

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48442 of 2023

Arising Out of PS. Case No.-5199 Year-2021 Thana- PATNA COMPLAINT CASE District-
Patna

Chandramali Prasad @ Chandramali Prasad Gupta Son Of Late Prakash
Gupta Resident Of Village- Bichali Gali, Po And Ps- Sohsarai, Town-
Biharsharif, Distt- Nalanda Petitioner/s

Versus

1. The State of Bihar
2. Shivji Prasad Son Of Late Badri Prasad Gupta Resident Of Village-
Paharpur, Po- Anisabad, Ps- Gardanibagh, Distt- Patna
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Anand Kumar, Advocate
For the Opposite Party/s : Mr. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 22-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends his arrest in
connection with Complaint Case No. 5199(C) of 2021
registered for the offences punishable under Section 420 of
the Indian Penal Code.

3. Learned counsel for the petitioner submits that
the petitioner has been falsely implicated in the case by
Opposite Party No. 2 on the ground that the marriage of the
daughter of the Opposite Party No. 2 was fixed with the son
of the petitioner but then the marriage did not materlize as
the side of the petitioner were demanding money. It is next
submitted that no doubt the marriage of the daughter of the
Opposite Party No. 2 was fixed with the son of the petitioner
but then the son of the petitioner was not inclined to marry



the daughter of the Opposite Party No. 2. As such, petitioner had no option but to rescind the marriage. It is further submitted that since the marriage could not take place, as such, the present case came to be instituted with exaggerated allegation.

4. Learned APP opposes the anticipatory bail application of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate – Ist Class, Patna, where the case is pending/successor court in connection with Complaint Case No. 5199(C) of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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