

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5567 of 2025

Arising Out of PS. Case No.-243 Year-2014 Thana- COMPLAINT CASE - BAGAHA
District- West Champaran

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Pramod Kumar @ Pramod Kumar Sharma Son of Rajaram Sharma Resident of Vill -Durganagr, P.S.- Chanptiya, District- W. Champaran. At present R/O Mohalla- Shastri Nagar (Kale Ka Dal), P.S.- Rishikesh, District- Dehardun (Uttarkhand)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kush Kumar Sharma Son of Ramchandra Sharma Resident of Vill - Ramnagar Ohami, P.S.- Ramnagar, District- W. Champaran. At Sector 167 Chandrashekhar Nagar, P.S.- Rishikesh, District- Dehardun, Uttarkhand

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar Ii
For the Opposite Party/s : Mr.Mohammed Arif

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 10-07-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner apprehends arrest in a complaint case, punishable for the offences under Sections 406, 420, 120(B) of the Indian Penal Code.

3. At the outset, learned A.P.P. for the State submits that petitioner has been declared absconder and process of Section 83 of the Cr.P.C. has been initiated against him to ensure his appearance in the Court, as such petitioner is not entitled to the relief of anticipatory bail, in the light of several decisions of the Supreme Court, in the case of (**Lavesh v. State (NCT of**



**Delhi) (2012) 8 SCC 730, State of MP v. Pradeep Sharma
(2014) 2 SCC 17 and Prem Shankar Prasad v. State of Bihar
2021 SCC OnLine SC 955)** as also latest decision of Supreme
Court in the case of **State of Haryana vs. Dharamraj in (2023)
17 S.C.C. 510.**

4. Considering the aforesaid development, petition for
pre-arrest bail of the petitioner is dismissed, as same is not
maintainable.

(Prabhat Kumar Singh, J)

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