

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57704 of 2025

Arising Out of PS. Case No.-1 Year-2023 Thana- KATIHAR MUFFASIL District- Katihar

Ritesh Kumar Son of Sri Natwar Agarwal @ Radhe Agarwal Resident of
Gareri Tola Road No.- 1, P.S.- Katihar Town, District - Katihar, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Avinash Shekhar

For the Opposite Party/s : Mr.Parmeshwar Mehta

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-09-2025 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 420 and 34 of the Indian
Penal Code and Sections 7(1)(a)(ii) of Essential Commodities Act.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent. It is next submitted that
the offences for which the instant FIR has been instituted, carries
punishment of 7 years and less. It is further submitted that during the
course of investigation, petitioner was given notice under Section
41A Cr.P.C. It is next submitted that the petitioner, during the course
of investigation, cooperated with the police. It is also submitted that
the police, during the course of investigation, never felt the need of
arresting the petitioner, but then charge-sheet came to be submitted,
based on which cognizance has been taken, as such, petitioner



apprehends his arrest. It is next submitted that since police during the course of investigation after giving notice under Section 41A Cr.P.C, did not find any material warranting his arrest, whether it would be prudent for the Court to send the petitioner to jail, based on an order of cognizance, which came to be taken after filing of the charge-sheet.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail 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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Katihar (Mufassil) P.S. Case No. 1 of 2023, subject to the conditions as laid down under Section 482 (2) of the BNSS.

(Satyavrat Verma, J)

Sumit/-

U		T	
---	--	---	--

