

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43268 of 2014

Arising Out of PS.Case No. -119 Year- 2014 Thana -MAHILA P.S. District- BHOJPUR

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Kanchan Kumar Lal @ Kunchu, Son of Dhurv Kumar Lal, Resident of Mohalla - Chand Chaura, Dakhkhana Gali, P.S. - Civil Line, Gaya, District – Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rabindra Kumar Tiwari, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad (APP)

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 27-01-2015 The petitioner is being tried for offence punishable under Section 498-A and other allied sections of the Indian Penal Code. The petitioner has been arrested and is in prison since 15.09.2014.

The petitioner filed Bail Petition No.1147 of 2014 in the court of Sessions Judge, Ara and the same was dismissed on 23.9.2014. Hence, this petition.

The allegations against the petitioner are only referable to Section 498-A, I.P.C. In the recent past Hon'ble Supreme Court held that arrest and continued detention, in cases registered under Section 498-A, I.P.C. is almost unwarranted. Therefore, further detention of the petitioner is not at all warranted.

Hence, the petition is allowed. The petitioner shall be released on bail on furnishing bail bond of Rs.10,000/-

(Rupees Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bhojpur at Ara in connection with Bhojpur Mahila P.S. CaseNo.119 of 2014.

(L. Narasimha Reddy, CJ)

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