

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2405 of 2015

Arising Out of PS.Case No. -216 Year- 2014 Thana -BAJPATTI District- SITAMARHI
=====

Md. Jamil Akhtar

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 20-01-2015

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Bajpatti P.S. Case No. 216 of 2014 registered under Sections-341, 323,
498A, 406/34 of the Indian Penal Code.

The contention on behalf of the petitioner is that the
petitioner is ready to keep the informant with full honour and dignity.

In view of the aforesaid submissions, without entering
into merit of the case, this petition stands disposed off with direction to
the petitioner to surrender before the learned Sub Divisional Judicial
Magistrate/concerned court, Pupri at Sitamarhi and seek regular bail
within four weeks from the date of receipt/production of copy of this
order and if, the petitioner does so, the petitioner shall be enlarged on
provisional bail on the date of surrender itself, for a period of four
months on furnishing bail bond of Rs 10,000/-(ten thousand) with two
sureties of the like amount each to the satisfaction of learned Sub
Divisional Judicial Magistrate/concerned court, Pupri at Sitamarhi in

connection with Bajpatti P.S. Case No. 216 of 2014.

It is further made clear after being released on provisional bail, the concerned court shall issue notice to the petitioner as well as the complainant, fixing a date for reconciliation and shall take all efforts to patch up the dispute of the parties within four months from the date of surrender of the petitioner. It is also made clear that if, the concerned court succeeds in his attempt, the provisional bail granted to the petitioner shall be confirmed by the concerned court but if, the concerned court fails in his attempt due to rigid and non-cooperative approach of the petitioner, the provisional bail granted to the petitioner shall not be confirmed by the concerned court and in that event, the petitioner shall be taken into custody and on his regular bail petition, the order shall be passed on its own merit without being prejudiced by this order.

It goes without saying that if, the reconciliation proceeding fails due to rigid and non-cooperative approach of the complainant, the provisional bail granted to the petitioner shall be confirmed by the concerned court itself.

(Hemant Kumar Srivastava, J)

A.K.V./-

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