

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41562 of 2014

Arising Out of PS.Case No. -168 Year- 2014 Thana -BARHARA District- BHOJPUR

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Muni Ray @ Upendra Rai S/o late Subash Rai, Resident of village Paiga,
P.S. Barahara, Dist. Bhojpur, Ara.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Rajiva Ranjan

For the Opposite Party : Mr. Nirmal Kumar Sinha(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

5 25-06-2015

Heard both sides.

The petitioner apprehends his arrest in connection with Barhara P.S. case no. 168 of 2014 registered under diverse penal provisions of the IPC including Section 498A of the IPC lodged by the wife of the petitioner.

Notice was issued to the opposite party no.2 but no one has appeared on her behalf to oppose the prayer.

It is contended on behalf of the petitioner that informant presently living with him as his legally wedded wife and petitioner is taking her care.

Considering the aforesaid, I am inclined to privilege the petitioner with anticipatory bail. Let the petitioner, named above, in the event of his arrest/surrender before the learned Court below within a period of four weeks from today, be released on bail

on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Barahara P.S. case no.168 of 2014, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. with following conditions:-

- (i) One of the bailors shall be the own/close family member of the petitioner.
- (ii) As soon as the charges are framed the petitioner shall appear in person before the trial court on the date(s) fixed at the trial. In case of default in such appearance on two consecutive dates, the trial Court shall have liberty to cancel the bail bonds of the petitioner and secure his arrest in accordance with law.

(Kishore Kumar Mandal, J)

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