

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26888 of 2014

Arising Out of PS.Case No. -193 Year- 2013 Thana -SAUR BAZAR District- SAHARSA

=====

Sinku Yadav son of Satto Yadav resident of village - Bakhari, Police
Station - Sour Bazar, District - Saharsa

.... Petitioner

Versus

1. The State of Bihar
2. Nilu Devi wife of Sinku Yadav resident of village - Bakhari, Police
Station - Sour Bazar, District - Saharsa

.... Opposite Parties

=====

Appearance :

For the Petitioner : Mr. Ashok Kumar, Advocate
For the State : Mr. Jitendra Kumar Singh, APP
For the O.P. No.2 : Mr. Raja Surendra Mohan, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 26-08-2015 Heard learned counsel for the petitioner and learned

APP for the State assisted by learned counsel for the opposite party

no.2.

2. The petitioner apprehends his arrest for the

offences alleged under Sections 341, 323, 379, 494, 498A/34 of the

Indian Penal Code and Section 3/4 of the Dowry Prohibition Act

registered in connection with Sour Bazar P.S. Case No. 193 of

2013.

3. It is submitted that the petitioner was married to

Kumari Juli on 24.05.2013 but soon thereafter on 28.05.2013 he

was kidnapped and forcibly married with the complainant/informant

by her father and other persons.

4. Learned counsel for the opposite party no.2

appears and opposes the anticipatory bail petition stating that she

has legally been married with the petitioner and she is the first wife of the petitioner. A counter affidavit has also been filed.

5.. Having regard to the entirety of the facts and circumstances of the case, the provisional anticipatory bail granted to the petitioner by order dated 19.11.2014 pending in the Court of Sri A. Kumar, learned Judicial Magistrate, Ist Class, Saharsa in connection with Sour Bazar P.S. Case No.193 of 2013 stands hereby confirmed, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:-

(i) The petitioner shall cooperate with the investigation and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioner shall remain physically present on each and every date during trial and in the event of failure on two consecutive dates, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

B.T/-

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