

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.22256 of 2016

Arising Out of PS.Case No. -26 Year- 1999 Thana -BARH District- PATNA

1. Shrawan Paswan @ Sharvan Paswan Son of Binda Paswan, Resident of Village Dhanvan, P.S. - Barh, District - Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Pranav Kumar(App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

4 13-07-2016

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

This application, for grant of anticipatory bail, arises out of Barh Police Station Case No. 26 of 1999, disclosing offences under Sections 304B, 328, 398A/34 of the Indian Penal Code and Sections 3/4 of the Dowry Prohibition Act.

Learned Counsel for the petitioner has submitted that the petitioner is neither relative nor family member of the husband of the deceased. He has been implicated only because he used to help patients in the village by prescribing medicines, without having qualification for the same. He has, accordingly, submitted that no offence under Section 304B of the Indian Penal

Code is made out against him.

Considering the above submission, this application is allowed.

Let the petitioner, Shrawan Paswan @ Sharvan Paswan, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Barh, Patna, in connection with Barh Police Station Case No. 26 of 1999, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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