

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35287 of 2017

Arising Out of PS.Case No. -22 Year- 2017 Thana -KANHAULI District- SITAMARHI

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1. ASHOK MAHTO @ ASHOK KUMAR MAHTO, Son of Sone Lal Mahto,
2. Sonelal Mahto Son of late Thakuri Mahto,
3. Phoola Devi W/o Sone Lal Mahto. All R/o Village- Bhaluaaha, P.O. and P.S.- Kanhauli, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Mr. Sri Vinod Shankar Modi

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 17-08-2017 Heard learned counsel for the parties.

This application for grant of anticipatory bail arises out of Kanhauli P.S. Case No. 22 of 2017, disclosing offence under Sections 406, 420, 468, 498A, 354, 448, 323,504,120B/34 of the Indian Penal Code.

The petitioners are father-in-law, mother-in-law and brother of the husband of the informant.

It is evident from the materials on record that matrimonial discord between them is the root cause for registration of the First Information Report. No purpose will be served, if the petitioners are taken into custody.



It is submitted that the petitioners shall present themselves before the police as and when required and there is no chance that he will tamper with the evidence or influence the witnesses.

Considering the nature of accusation and submissions advanced on behalf of the petitioners, this application is allowed.

Let the petitioner above named in the event of their arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in Kanhauli P.S. case No. 22 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the Police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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