

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26149 of 2017

Arising Out of PS.Case No. -176 Year- 2015 Thana -NANHPUR District- SITAMARHI

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1. Birendra Sahni, son of Chandeshwar Sahni, R/o Village-Samauli, P.S.-
Pupari, District-Sitamathi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5/ 26-07-2017

Heard learned counsel for the Petitioner and the
State.

The Petitioner apprehends his arrest in Nanpur P.S.
Case No.176 of 2015 instituted for the offence under Section(s)
363, 366-A, 494/34 Indian Penal Code.

It has been submitted on behalf of the petitioner that
both victim girl and the petitioner has, now, performed marriage.
They have also one daughter from the wedlock.

The victim as well as the petitioner is present in
Court. They have stated that they have performed marriage. The
victim girl in her statement under Section 164 Cr. P.C. has stated
that parents of this petitioner wanted to perform marriage of the
victim with this petitioner.

In the facts and circumstances of the case, prayer of



the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Nanpur P.S. Case No.176 of 2015, he shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Pupari at Sitamarhi, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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