

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.56876 of 2017

Arising Out of PS.Case No. -144 Year- 2014 Thana -HARNAUT District- NALANDA
(BIHARSHARIFF)

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1. Vikash Kumar, Son of Satyendra Prasad, Resident of Village- Cheran,
P.S. Haranaut, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate

For the Opposite Party/s : Md. Sufiyan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 01-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor of the State.

The petitioner, who is devar of the deceased, is apprehending his arrest in connection with Haranaut P. S. Case No. 144 of 2014 registered for offences punishable under Sections 304(B) /34 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

It is evident from the F.I.R. that altercation took place between husband and wife but entire family members have been implicated in this case.

Learned Additional Public Prosecutor opposes the prayer of bail.



In the facts and circumstances of the case, the prayer of Anticipatory bail of petitioner is allowed and in the event of his arrest or surrender before the Court below within a period of six weeks, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each in connection with Haranaut P.S.Case No. 144 of 2014 to the satisfaction of learned Additional Chief Judicial Magistrate, Nalanda at Biharsharif, subject to the conditions laid down under Section 438 (2) Cr. P. C. with other 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 tamper 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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