

IN THE HIGH COURT OF JUDICATURE AT PATNA**Criminal Miscellaneous No.7748 of 2018**

Arising Out of PS.Case No. -561 Year- 2017 Thana -HAJIPUR District- VAISHALI(HAJIPUR)

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Sant Lal Sah, S/o Late Heera Sah, Resident of Village- Chaudhary Bazar,
P.S.- Town (Hazipur), District- Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Nachiketa Jha, Advocate

For the Opposite Party/s : Mr. Ashok Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 17-04-2018

Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Hajipur Town P.S. Case No.561 of 2017,
registered for the offence punishable under Sections 365 and
363/34 of the Indian Penal Code.

Allegation has been made that there was litigation
between informant's husband and the present petitioner. In the
said case summons were issued to petitioner's side and after
receipt of summon the husband of the informant has been made
traceless.

Learned counsel for the petitioner submits that
allegation is based on suspicion and no material has been
collected against the petitioner during the investigation.



Learned counsel for the State submits that the case diary does not show any direct evidence against the petitioner.

Looking to the aforesaid facts, let the petitioner, namely, Sant Lal Sah, be released on anticipatory bail in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali, in connection with Hajipur Town P.S. Case No.561 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that whenever the Police will call the petitioner for interrogation or any other purposes, he will present himself before the Police. If he fails to present himself before the police on two consecutive dates, the prosecution will be at liberty to make a prayer for cancellation of bail of the petitioner.

(Shivaji Pandey, J)

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