

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34942 of 2018

Arising Out of PS.Case No. -25 Year- 2014 Thana -SALAIYA District- AURANGABAD

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1. Dhanmatiya Devi, Wife of Manoj Bhuiyan,
2. Sunaina Devi, Wife of Binod Bhuiyan, Both Resident of Village- Chei
Tola, Azad Bigha, P.S. Salaiya, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-07-2018 Submission of the learned counsel for the petitioner is

that the petitioner no.1 (Dhanmatiya Devi) has been arrested as

such he may be permitted to withdraw the application against the

petitioner no.1.

Heard learned A.P.P. also.

In view of the submission of the petitioner, let this
application against the petitioner no.1 be dismissed as withdrawn.

The petitioner is apprehending his arrest in connection with
Salaiya P.S.Case no.25 of 2014, registered for offences punishable
under Sections 341, 323, 324, 307, 504/34 of the Indian Penal
Code.

Allegation against the petitioner is and other accused
persons is of assault to the informant.

Submission of the learned counsel for the petitioner is that



there is general and vague allegation against the petitioner and no specific allegation has been attributed and there was land dispute from before.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Aurangabad in connection with Salaiya P.S.Case no.25of 2014, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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