

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52506 of 2018

Arising Out of PS.Case No. -205 Year- 2018 Thana -ISLAMPUR District- NALANDA
(BIHARSHARIFF)

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1. Kunti Devi W/o Jagarnath Prasad Shah
 2. Jagarnath Pd. Shah son of Late Jagan Shah
 3. Jyoti Kumari D/o Jagarnath Prasad Shah
 4. Pawan Kumar alias Guddu son of Jagarnath Pd. Shah All Sl. No. 1 to 4
R/Town Hazipur, P.S. - Town Hazipur, Distt - Vaishali.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Dr. Anjani Pd. Singh, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 20-09-2018 Heard learned counsel for the petitioners and

learned APP for the State.

2. The petitioners apprehend their arrest for the

offences alleged under Sections 341, 323, 504, 498(A), 34 of the

Indian Penal Code registered in connection with Islampur P.S. Case

No. 205 of 2018.

3. It is submitted that the petitioners have been

falsely implicated merely because they happen to be the variously

related to the husband of the informant. It is submitted that the

allegations are general and omnibus in nature. The petitioners are

residence of Bokaro while it is evident that the informant was



living with her husband who was employed with the State Bank of India in Chamba, Himachal Pradesh. The petitioners claim clean antecedents.

4. Learned counsel for the informant appears *suo motu* and opposes the bail petition.

5. Be that as it may, having regard to the entirety of the facts and circumstances of the case, in the event of the petitioners' arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Hilsa in connection with Islampur P.S. Case No. 205 of 2018 subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioners.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) The petitioners shall cooperate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State



shall be at liberty to move for cancellation of bail.

(iv) The petitioners shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/-

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