

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2324 of 2018

Arising Out of PS.Case No. -2542 Year- 2015 Thana -SIWAN COMPLAINT CASE District-
SIWAN

- =====
1. Sunita @ Suneeta, wife of Kumar Vinod, Daughter of K.P. Singh, In Charge C.D.P.O. Bhagwanpur Hat, resident of Ashiana Nagar, P.S.-Phulwari, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Ram Nath Sah, son of Surya Sah, resident of village- Mora Khas, Police Station- Bhagwanpur Hat, Dist- Siwan.

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Nityanand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 17-01-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Complaint Case No.2542 of 2015** instituted for the offence under Section(s) 147, 148, 149, 419, 420, 467, 468 Indian Penal Code.

It has been submitted that petitioner was posted as CDPO at the relevant time.

It is alleged in the Complaint Petition that one Geeta Devi, who was having less marks than that of daughter-in-law of the Complainant, has been appointed. Selection has been made in collusion of the accused persons.

It has been submitted that appointment of Geet Devi



was made by Aam Sabha. Petitioner was CDPO at the relevant time. There is provision to challenge appointment as per law, if the Complainant is aggrieved by the aforesaid appointment.

It has been submitted that co-accused has already been granted anticipatory bail by this Court by order dated 11.12.2017 passed in Cr. Misc. No.57932 of 2017.

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 **Complaint Case No.2542 of 2015**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate, III, Siwan**, 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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