

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56009 of 2018

Arising Out of PS.Case No. -37 Year- 2018 Thana -SINDHWARA District- DARBHANGA

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Prawez Sada @ Prawed Sada S/o Puran Sada , Residence of Vill.-
Karauni, P.S.- Singhwara, Distt.- Darbhanga.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Kedar Jha, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 363, 366A, 504/34 of the Indian Penal Code registered in connection with Singhwara P.S. Case No. 37 of 2018.

3. It is submitted that the petitioner has been falsely implicated as evident from the deposition of the so-called victim girl recorded under Section 164 of the Cr. P.C. wherein she has stated that she had voluntarily accompanied the petitioner to Jaipur and solemnized marriage with him. Accordingly to the radiological findings her age is between 18 to 19 years. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, in the event of the petitioner's arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named



petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Darbhanga, in connection with Singhwara P.S. Case No. 37 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 petitioner.

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

(iii) The petitioner shall cooperate with the investigation, if not already concluded, and make himself 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 petitioner 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, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/-

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