

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13493 of 2018

Arising Out of PS.Case No. -465 Year- 2017 Thana -HAJIPUR SADAR District-
VAISHALI(HAJIPUR)

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1. Sunil Kumar Singh @ Sunil Kumar S/o Shivaji Singh, R/o Village-
Senduari, P.S.- Hajipur Sadar, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sweta Devi D/o Pramod Kumar Singh, R/o Village- Bharatpur, P.S.-
Mahua, District- Vaishali.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Kumar

For the Opposite Party/s : Mr. Sri Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 06-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Hajipur Sadar P.S.Case no.465 of 2017, registered for offences punishable under Sections 341, 342, 323 and 307/34 of the Indian Penal Code and Section 34 of Dowry prohibition Act.

Allegation against the petitioner is of assaulting the informant and also administering poison to her.

Submission of the learned counsel for the petitioner is that as a matter of fact she being the wife of petitioner no.1 was not ready to live along with him and as such a concocted case has been lodged, which will appear from the fact that the Doctor has not found the case of poisoning.



Heard learned A.P.P. and the learned counsel for the informant. They have opposed the prayer for bail.

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 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., Vaishali at Hajipur in connection with Hajipur Sadar P.S.Cae no.465 of 2017, 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 observation, this application is allowed.

(Vinod Kumar Sinha, J)

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