

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43366 of 2018

Arising Out of PS.Case No. -90 Year- 2016 Thana -MINAPUR District- MUZAFFARPUR

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1. Saraswati Devi, wife of Surendra Sahni,
2. Surendra Sahni, son of Late Teni Sahni, null
3. Gariban Sahni @ Ashok Sahni, son of Surendra Sahni, All Resident of
Village- Rampur Hari, P.S.- Minapur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 26-07-2018 The petitioners are apprehending their arrest in connection with Minapur P.S. Case No. 90 of 2016, registered for offences punishable under Section 365 of the Indian Penal Code.

Allegation against the petitioners is that they got the daughter of the informant traceless, who happens to be wife of petitioner no.3.

It has been submitted on behalf of the petitioners is that the petitioner nos.1 & 2 are the mother-in-law and father-in-law and it is the responsibility of the husband to maintain his wife and petitioner nos.1 & 2 have falsely been implicated in this case.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, so



far petitioner no.3 is concerned, I am not inclined to grant privilege of anticipatory bail to him rather he should surrender and pray for regular bail which would be considered on its own merit.

So far petitioner nos.1 & 2 are concerned, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 25,000 (Rs. Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Muzaffarpur, in connection with Minapur P.S. Case No. 90 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C, as well as subject to the following conditions, it is further subject to the condition that:-

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioners shall cooperate in the investigation and make themselves available as and when required by the police and on the event of failure on their part to appear before the police on two consecutive dates



without showing any genuine reasons, the
prosecution is free to move for cancellation
of their bail bonds.

Accordingly, this application is disposed of.

(Vinod Kumar Sinha, J)

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