

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48321 of 2018

Arising Out of PS.Case No. -134 Year- 2013 Thana -BETTIAH CITY District-
WESTCHAMPARAN(BETTIAH)

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Dwarika Sah @ Dwarika Prasad Son of late Briksha Sah Resident of
Village- Senwaria, P.S. Kangali, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prithvi Nath Mishra, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 18-09-2018 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner apprehends his arrest in Bettiah Town
P.S. Case No. 134/2013, registered for the offences punishable
under Sections 147, 149, 323, 420, 387, 379 and 354 of the Indian
Penal Code.

Informant in her written complaint has alleged that she
came to know that petitioner along with other named accused were
preparing paper for registry of land falling in her share. On protest,
the accused persons assaulted her with fist and slaps.

It has been submitted that after investigation police
submitted charge-sheet against the petitioner, upon which court
below took cognizance against petitioner and issued summon for



his appearance. Petitioner has falsely been implicated in the case due to land dispute. Petitioner and informant are Gotiya. Petitioner is a government teacher and at the time of occurrence he was at Primary School.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bettiah, West Champaran in connection with Bettiah Town P.S. Case No. 134/2013, subject to the conditions:

- (1.) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2.) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bonds.



(3.) If the 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.

(S. Kumar, J)

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