

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51384 of 2018

Arising Out of PS.Case No. -65 Year- 2017 Thana -DHANKUND District- BANKA

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1. Shah Jasim S/o Shah Najam, R/o Vill.- Ath Pahara, P.S.- Dhankund,
Distt.- Banka.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Tiwary

For the Opposite Party/s : Mr. Sri Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-09-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Dhankund P.S.Case nO.65 of 2017 corresponding to GR.No.3324 of 2017 , registered for offences punishable under Sections 302/34 of the Indian Penal Code.

Allegation against the petitioner, who happens to be brother of the husband of the deceased and other accused persons, is of causing death of the deceased.

Submission of the learned counsel for the petitioner is that the whole family members have been made accused in this case and no specific allegation has been attributed against the petitioner.

Heard learned A.P.P. also.



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 ACJM-IV, Banka in connection with Dhankund P.S.Case No.65 of 2017 corresponding to G.r.No.3324 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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