

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47674 of 2018

Arising Out of PS. Case No.-70 Year-2018 Thana- KHAIRA District- Saran

Nijamuddin @ Nijamuddin Khan, S/o Manaur Hussain, R/o Village- Katesar,
P.S.- Khaira, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Sinha, Adv
For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

4 18-09-2018 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner apprehends his arrest in connection
with **Khaira (Nagara) P.S. Case No. 70 of 2018** registered
for the offence punishable under Section 498A, 323, 354,
307, 436, 427, 504, 506 and 120B of the Indian Penal Code.

Allegation against the petitioner is of assaulting
the complainant and his father by means of lathi, danda and
also destroying the household property.

Petitioner is Father-in-Law of complainant.
Complainant has filed complaint which was referred to
police under Sections 156(3) of the Cr.P.C by CJM, Saran at
Chapra upon which Khaira (Nagara) P.S. Case No. 70 of



2018 dated 31.03.2018 under Section 498A and allied sections were registered.. There is no injury report in the entire case diary. One Quamudin who has sustained injury is of superficial nature. Petitioner has got no criminal antecedent.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **ACJM-X, Saran at Chapra**, in connection with **Khaira (Nagara) P.S. Case No. 70 of 2018** subject to the condition as laid down under Section 438(2) of the Cr.P.C with following 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 bond.
- (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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