

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1597 of 2019

Arising Out of PS. Case No.-15 Year-2000 Thana- LALGANJ District- Vaishali

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Suman Kumar, Son of Dinkar Singh @ Dinkar Prasad Singh, Resident of village- Jaitipur, Police Station- Lalganj, District-Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjan Kumar

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 25-01-2019 Heard learned counsel for the parties.

Petitioner seeks bail in **Lalganj P.S. Case No. 15 of 2000** registered for the offence punishable under Sections 323, 341 and 504 of the Indian Penal Code.

Allegation against the petitioner is of committing unnatural offence with the son of the Informant.

The learned court below has observed that the accused has misused the privilege of bail and the case is pending for evidence and petitioner accused is absent since 08.07.2009 and after exhausting all process for appearance of petitioner, he has surrendered before the court on 29.11.2018 and since then he is in custody.

It has been submitted on behalf of the petitioner that the parties have entered into compromise by way of



compromise petition annexed as Annexure-3 to this application.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Additional Chief Judicial Magistrate-III, Vaishali at Hajipur** in connection with **Lalganj P.S. Case No. 15 of 2000**, 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 properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence even for a single date, his bail bond shall be cancelled by the court below.

(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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