

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5119 of 2019

Arising Out of PS. Case No.-116 Year-2016 Thana- SANDESH District- Bhojpur

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Jitendra Singh, aged about 50 years, Male, Son of Ramashish Singh, R/o
village- Phulari, P.S. - Sandesh, District Bhojpur

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ravindra Kumar, Advocate
For the Opposite Party : Mr. Jitendra Kr. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 30-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Section 306/34 of the Indian Penal Code registered in
connection with Sandesh P.S. Case No. 116 of 2016.

3. It is submitted that the petitioner has been falsely
implicated merely because he happens to be brother-in-law of the
deceased. It is submitted that the allegation is general and omnibus in
nature and no specific overt act has been attributed to the petitioner.
It is further submitted that the petitioner was residing separately from
the deceased and her husband and they had no concern with the day-
to-day affair of the deceased and her husband.

4. Be that as it may, in the event of the petitioner's arrest
or surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)
with two sureties of like amount each to the satisfaction of learned
Additional Chief Judicial Magistrate, Bhojpur in connection with
Sandesh P.S. Case No. 116 of 2016, subject to the conditions as laid



down under Section 438 (2) Cr.P.C. and with further conditions --

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

BT/Chandran

(Vikash Jain, J)

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