

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10428 of 2019

Arising Out of PS. Case No.-245 Year-2018 Thana- KAUWAKOL District- Nawada

Gyanendra Singh @ Balbir Singh @ Gyanendra Kumar, aged about 30 years,
Gender (Male) Son of Devnandan Singh Resident of Village - Bhagwanpur,
P.S.- Silaw, District- Nalanda

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Hansraj, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 21-02-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 323, 498A, 579, 307 and 504/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act registered in connection with Kawakole P.S. Case No. 245 of 2018.

3. It is submitted that the petitioner has been falsely implicated in the wake of Matrimonial Case No. 377 of 2018 filed by the petitioner for restitution of conjugal rights pending before learned Principal Judge, Family Court, Nalanda. It is submitted on the basis of the order of learned Sessions Judge, Nawada in ABP No. 2056 of 2018 that the injuries sustained by the informant are simple in nature. The petitioner claims clean antecedents.

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 IV, Nawadah in connection with



Kawakole P.S. Case No. 245 of 2018, subject to the conditions as laid down under Section 438 (2) of the 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.

(Vikash Jain, J)

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