

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7692 of 2019

Arising Out of PS. Case No.-99 Year-2017 Thana- TARAPUR District- Munger

Umesh Kumar Yadav @ Mahesh Kumar Yadav @ Sanjeev Kumar, aged about 25 years (M) son of Late Jawala Prasad Yadav, Resident of Village – Rangaon, P.S. Tarapur, District Munger

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mrs. Shashi Priya Pathak, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 11-02-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 420, 504, 509 and 34 of the Indian Penal Code registered in connection with Tarapur P.S. Case No. 99 of 2017

3. It is submitted that the petitioner has been falsely implicated on the allegation of having sent a message on WhatsApp to the prospective groom of the informant's sister with intention to break up her proposed marriage. It is submitted that the accusations in the first information report do not constitute any offence under Section 420 of the IPC and the remaining sections of the IPC are minor and bailable. 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, Munger in connection with



Tarapur P.S. Case No. 99 of 2017, 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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