

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10442 of 2019

Arising Out of PS. Case No.-568 Year-2018 Thana- AMARPUR District-
Banka

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Pankaj Paswan @ Ankit Paswan @ Ankit Kumar Son of Subhash Paswan
@ Subhash Paswan Resident of Village-Chandpur, P.S.-Amarpur, District-
Banka

... .. Petitioner/

Versus

The State of Bihar Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Brij Nandad Prasad, Advocate.

For the Opposite Party: APP

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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 363, 365 of the Indian Penal Code
registered in connection with Amarapur P.S. Case No. 568 of 2018.

3. It is submitted that the petitioner has been falsely
implicated on the accusation that the petitioner took her away
and kept her with his relatives and proposed marriage which she
refused as she was already happily married, upon which he
threatened her. It is submitted that the accusations are falsified
from the informant's own deposition recorded under Section 164
Cr. P.C. in which she has clearly stated that she had voluntarily
accompanied the petitioner who had not misbehaved with her.
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 Chief Judicial Magistrate, Banka in connection with Amarpur P.S. Case No. 568 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following 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 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.

(iv) 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.

(Vikash Jain, J)

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