

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7041 of 2019

Arising Out of PS. Case No.-165 Year-2018 Thana- CHARPOKHARI District- Bhojpur

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1. Haldhar Pandey (Male-64 years) son of Late Baleshwar Pandey
 2. Buchan Devi (Female-50 years) wife of Haldhar Pandey
 3. Sandhya Devi @ Sandhya Pandey (Female 36 years), wife of Manish Kumar Pandey, All the petitioners i.e. 1, 2 & 3 resident of village -Kaupa P.S-Karakat Gorari, District Rohtas.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners	:	Mr. Bhavesh Kumar, Advocate
For the Opposite Party	:	APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 08-02-2019 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 498A, 341, 323, 406 and 307/34 of the Indian Penal Code and Section 3/4 of the Downy Prohibition Act registered in connection with Charpokhari P.S. Case No. 165 of 2018.

3. It is submitted that the petitioners have been falsely implicated and there is no specific accusation of demand of dowry against petitioner nos. 1 and 2 who are parents of the informant's husband. The accusation of demand for a car has been made against petitioner no. 3 who is *Gotini* of the informant which itself is improbable. No injury has been sustained by the informant. The petitioners claim clean antecedents.

4. Be that as it may, in the event of the petitioners' arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (ten



thousand) each with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-X, Bhojpur, Ara in connection with Charpokhari P.S. Case No. 165 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and with further conditions --

(i) That one of the bailors of each of the petitioners shall be their close relatives.

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

(iii) That petitioner nos. 2 and 3 will be well represented and petitioner no. 1 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, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioners shall cooperate with the investigation, if not already concluded, and make themselves 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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