

**IN THE HIGH COURT OF JUDICATURE AT
PATNA
CRIMINAL MISCELLANEOUS No.11479 of 2019**

Arising Out of PS. Case No.-183 Year-2015 Thana- BELHAR District- Banka *

RAJESH PANDIT Son of Chato Pandit Resident of Village- Kujalagarhi,
P.S.- Khesar. Dist-Banka

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mamta Devi Daughter of Lochan Pandit Resident of Village- Jharudih, P.S.-
Belhar. Dist-Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandad Prasad
For the Opposite Party/s : Mr.Arun Kumar Pandey

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER**

2 26-02-2019 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner apprehends his arrest for the offences alleged
under Sections 498(A), 323, 504, 506 IPC and Section 3 and 4 of the
D.P.Act registered in connection with Belhar P.S. Case No. 183 of 2015.

3. It is submitted that the petitioner has been falsely implicated
and this is the first such complaint since the parties were married in
the year 2014. The accusation of assault is general and omnibus in
nature. The petitioner is the husband of the informant and he
expresses his readiness to keep his wife with due dignity and honour.
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
SDJM, Banka in connection with Belhar P.S. Case No. 183 of 2015
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 co-operate 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. 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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