

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22095 of 2019

Arising Out of PS. Case No.-665 Year-2018 Thana- KAHALGAON District- Bhagalpur

DEEPAK YADAV S/o Late Shaligram Yadav R/o village- Laxma, P.S.-
Kahalgaon, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surj Bansh Roy

For the Opposite Party/s : Mr.Chandra Bhushan Prasad

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 08-04-2019

Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Kahalgaon P.S. Case No. 665 of 2018, disclosing offences under
Sections 498-A and 323 of the Indian Penal Code.

Learned counsel, appearing on behalf of the
petitioner, appears to be correct in his submission that the case
of the prosecution, as narrated in the FIR, does not make out an
allegation that the petitioner is the husband of the informant. I
am also, *prima facie*, satisfied that based on the allegation made
in the FIR, no offence under Section 498-A of the IPC is made
out.

In view of aforesaid, this application is allowed. Let
the petitioner, above named, in the event of his arrest/surrender



within six weeks from today in the court below, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each, to the satisfaction of the learned A.C.J.M., Bhagalpur, in Kahalgaon P.S. Case No. 665 of 2018, subject to the condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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