

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24272 of 2019

Arising Out of PS. Case No.-447 Year-2018 Thana- GARKHA District- Saran

Suresh Singh aged about 49 years Gender Male, son of Sri Sheo Kumar Singh, Resident of Village Hakma, P.S.- Garkha District- Saran at Chapra.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pramod Ban Bihari Singh, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 19-04-2019 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 323, 354, 498(A), 379, 504 and 506/34 of the Indian Penal Code registered in connection with Garkha P.S. Case No. 447 of 2018.

3. It is submitted that the petitioner has been falsely implicated merely because he happens to be the brother-in-law of the informant. The accusation of assault in the manner alleged is highly improbable, more so considering that the informant has been married in 1994 and this is the first such allegation of this nature against the petitioner, who was living separately soon after the informant's marriage. Statement is made at the Bar on behalf of the petitioner that the informant's husband is in jail custody. 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 14th, Saran at Chapra in connection with Garkha P.S. Case No. 447 of 2018, subject to the conditions as laid down under Section 438 (2) of the 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/-

(Vikash Jain, J)

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