

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23008 of 2019

Arising Out of PS. Case No.-21 Year-2015 Thana- SIKRAUL District- Buxar

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Dharmendra Singh Male, aged about 27 years, Son of Vijay Singh, Resident of Village - Chandi Tola, P.S.- Sikraul, District - Buxar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Rajeev Ranjan, Advocate
For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 11-04-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 363, 366A, 376 of the Indian Penal Code and Section 4 of the POSCO Act registered in connection with Sikraul P.S. Case No. 21 of 2015.

3. It is submitted that the petitioner has been falsely implicated and after due investigation, charge sheet has been submitted against other accused persons and the petitioner has not been sent up for trial. In her statement recorded under section 164 of the Cr.P.C., the victim girl has made accusation against co-accused Mukesh Kumar and has not named the petitioner, who 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 Sessions Judge 1st - cum - Special Judge, Buxar in



connection with Sikraul P.S. Case No. 21 of 2015, 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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