

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28373 of 2019

Arising Out of PS. Case No.-9 Year-2019 Thana- VALMIKINAGAR District- West
Champaran

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MOHAMMAD SHAMS TABREJ @ SHANS TABREJ @ SAMAS TABREJ
@ SAMAS TAREJ Son of Md. Kalam Resident of Village - Pipara Kutti,
P.S.- Valmiki nagar, Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

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

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

ORAL ORDER

2 30-04-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Valmikinagar P.S. Case NO. 09 of 2019, disclosing offences
under Section 366A of the Indian Penal Code.

Referring to the First Information Report, learned
counsel for the petitioner has submitted that no case under
Section 366A of the Indian Penal Code can be said to be
made out. It has been asserted in the application that the
petitioner and the wife of the informant had lived together
for sometime and she has now returned back and living
with the informant.

Considering the nature of accusation, 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 bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate First Class, Bagaha, West Champaran in Valmikinagar P.S. Case No. 09 of 2019, subject to the conditions 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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