

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33918 of 2019

Arising Out of PS. Case No.-90 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

MD. AZAD, Son of late Md. Salim @ Late Md. Saleem, Resident of Mohalla
- Chhoti Khagaul (Near Chakardaha), P.S.- Khagaul, District- Patna

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Sri Jai Raj, Son of Late Jeevan Prasad, Resident of Quarter No. 769 A, Loco
Colony, P.S.- Khagaul, District- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunit Kumar Srivastava

For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 27-09-2019 Heard learned counsel for the petitioner, learned APP
for State as well as learned counsel representing the O.P.No.2.

The petitioner in this case is seeking anticipatory bail
in connection with Complaint Case No.90(c)/2017 registered for
the offences punishable under Sections 341, 504, 406 and 323 of
the Indian Penal Code.

Pursuant to the order dated 13.08.2019, petitioner has
submitted a demand draft of Rs.50,000/- in the name of the
complainant-opposite party no.2 in the court below. The
complainant may receive the same from the court below.

So far as rest of the amount i.e. 1,40,000/- is
concerned, learned counsel for the parties agree that the said



amount may be allowed to be paid in four installments of Rs.35,000/- each every month beginning from 15th October, 2019. On receipt of the entire payment of Rs.1,90,000/- the complainant-opposite party no.2 shall take steps to close the case in the court below.

Considering the facts and circumstances of the case, let the petitioner above named in the event of his arrest or surrender within a period of four weeks from today, be enlarged on bail on furnishing of bail bonds of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-VIth, Danapur, Patna in connection with Complaint Case No.90(c)/2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India



without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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