

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40039 of 2019

Arising Out of PS. Case No.-73 Year-2018 Thana- SIGAUDI District- Patna

SANJEET CHAUHAN @ ETWARI CHAUHAN S/o Raj Kumar Chauhan
R/o village- Sobhan Bigha (Sohan Bigha), P.S.- Sigori, District- Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar Singh
For the Opposite Party/s : Ms.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 03-07-2019 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 304(B), 201/34 IPC registered in connection with Sigori P.S. Case No. 73 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 deceased. It is submitted that the petitioner was living separately from the deceased and her husband and had no concern with their day-to-day matters. It is further submitted that the ingredients of the offence under Section 304(B) IPC are not made out against the petitioner and the specific accusation of demand for dowry is against the husband and the father-in-law of the deceased. 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 ACJM V, Danapur, Patna in connection with Sigori P.S. Case No. 73 of



2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following 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 co-operate 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.
- iv. 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.

(Vikash Jain, J)

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