

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45458 of 2019

Arising Out of PS. Case No.-57 Year-2018 Thana- MAHILA P.S. District- Bhojpur

ADITYA RAI S/o Ishranand Rai Resident of Village- Semara, P.S.- Barhara,
District- Bhojpur.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Pinki Devi W/o Aditya Rai, D/o Chandeshwar Yadav At present Resident of
Village- Chhotaki Sandiha, P.S.- Ara (M), District- Bhojpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Ranjan Pd. Singh
For the Opposite Party/s : Mr.Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 23-07-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 498A,379/34 of the Indian Penal Code
and Sections 3 and 4 of the D.P. Act registered in connection with
Mahila (Bhojpur) P.S. Case No. 57 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and this is the first complaint of its nature since the
petitioner and the informant were married as far back as in the
year 2013. There is inordinate delay in institution of the FIR on
04.05.2018 for the alleged occurrence of 25.02.2018. The
petitioner expresses his readiness to keep the informant with
due dignity and honour and submits that it is the informant who
is not willing to live with him. 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 SDJM,. Bhojpur at Ara in connection with Mahila (Bhojpur) P.S. Case No. 57 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)

Chandran/-

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