

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51412 of 2019**

Arising Out of PS. Case No.-98 Year-2019 Thana- NAVINAGAR District- Aurangabad

BHARAT RAJAK Son of Late Ghura Rajak Resident of Village - Chapri,
P.S.- Navinagar, District- Aurangabad (Bihar)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Nivedita Nirvikar

For the Opposite Party/s : Mrs.Pushpa Sinha. I

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER**

2 19-08-2019 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)/34 of the Indian Penal Code registered in connection with Nabinagar P.S. Case No. 98/2019.

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 is living separately after partition and has no concern with the day-to-day matters of the deceased and her husband. No specific overt act whatsoever has been alleged against 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 ACJM Ist, Aurangabad (Bihar) in connection with Nabinagar P.S. Case No. 98/2019, 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/-

U		T	
---	--	---	--

