

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2766 of 2019

Arising Out of PS. Case No.-213 Year-2018 Thana- GRIYAK District-
Nalanda

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Anil Kewat son of Bachchu Kewat Resident of Village- Bakara, P.S.- Giriyak
Dist- Nalanda at Bihar Sharif.

... .. Petitioner

Versus

The State of Bihar Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Tej Narayan Singh, Advocate.

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 22-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 304B/34 of the Indian Penal Code
registered in connection with Giriyak P.S. Case No. 213 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and the accusations are general and omnibus in
nature. It is submitted that it is a case of suicide by hanging and
there is no other external or internal injury found in the *post*
mortem report. The husband of the deceased has already
surrendered and is in custody. The petitioner has been
implicated merely because he happens to be the *devar* of the
deceased but has no concern with the day to day affairs of the
deceased and her husband. Similarly situated co-accused Daulti
Devi and Bachchu Kewat who are the parents-in-law of the
deceased have been granted anticipatory bail by this Court in Cr.
Misc. No. 57632 of 2018.

4. Be that as it may, having regard to the entirety of



the facts and circumstances of the case, 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 Additional Chief Judicial Magistrate-1st, Biharsharif, Nalanda in connection with Giriyak P.S. Case No. 213 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) The petitioner shall cooperate 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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