

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30118 of 2020

Arising Out of PS. Case No.-280 Year-2020 Thana- GOPALGANJ TOWN District-
Gopalganj

Prince Kumar @ Prince Kr. Achuk @ Prince Achuk Son of Vyasdev Singh @
Vyasdeo Prasad Singh Resident of Village- Saraiya, Ward No. 13, Police
Station- Town, District-Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sunil Prasad Singh, Advocate
For the State	:	APP
For the Informant	:	Mr. Ratnakar Ambastha Advocate

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 29-01-2021 Heard learned counsel for the petitioner, informant and
the learned APP for State.

Learned counsel for the petitioner is expected to honor his
undertaking given in the instant case for depositing the requisite
court fee and to remove the defects as pointed out by office
when called upon.

Petitioner apprehends arrest in connection with
Gopalganj PS Case No 280 of 2020, instituted for the offence
under Section 304B/34 of the Indian Penal Code. Subsequently,
charge sheet has been submitted under Section 306 of the Indian
Penal Code.

The petitioner is husband/accused of offence(s)
punishable under Section 304 B of the Indian Penal Code.

It is submitted that upon investigation, the police had
submitted charge sheet under Section 306 of the Indian Penal
Code and that the death was due to suicide and not on account
of any demand for dowry or torture at the hands of the
petitioner.



A supplementary affidavit has been filed and it is submitted by the learned senior counsel that realizing their mistake in implicating the petitioner, the matter has been compromised between the parties.

The learned counsel for the informant does not dispute the aforesaid submissions.

Considering the aforesaid facts, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, before the court below, within four (04) weeks from today, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gopalganj, in connection with Gopalganj PS Case No 280 of 2020, subject to the conditions as laid down under Section 438(2) Cr. P.C. subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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