

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71550 of 2021

Arising Out of PS. Case No.-207 Year-2021 Thana- DHURAIYA District- Banka

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Md Salauddin Son of Md. Nazir Resident of Village- Parihar, P.S.- Dhoraiya,
District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Dashrath Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 06-05-2022 Let the defects, as pointed out by the office, be

removed within four weeks of starting of Court proceeding in

physical mode in normal course.

Heard learned counsel for the petitioner and learned
APP for the State in virtual court proceedings.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 498A, 494, 323, 379, 504,
506, 34 of the Indian Penal Code.

According to prosecution case, the informant is
subjected to assault and torture on account of non-fulfillment of
demand of dowry made by the petitioner and his family
members.

Learned counsel for the petitioner submits that the
petitioner has clean antecedents and he has been falsely



implicated in the present case. He further submits that allegation as per F.I.R. against the petitioner is false and fabricated and the petitioner is husband and is ready to keep his wife with full dignity and honour. He further submits that police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 17.08.2021.

Learned APP for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Dhoraiya P.S. Case No. 207 of 2021, with the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move



for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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