

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73506 of 2022

Arising Out of PS. Case No.-34 Year-2022 Thana- TILAUTHU District- Rohtas

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AJAY SAH @ AJAY KUMAR @ AJAY KUMAR GUPTA Son of Late Shiv Gupta Resident of Village - Block No.- 19, Chamanganj, Koraon, P.S.- Koraon, District - Allahabad (Uttar Pradesh), Presently residing at Shivganj Ward No.- 29, Dehri-On-Sone, P.S.- Dehri Nagar, District - Rohtash.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Krishna Yadav, Adv.

For the Opposite Party/s : Mr.Pushpa Sinha, APP.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-03-2023 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 341, 323, 498(A), 504, 506, 34 of the Indian Penal Code.

Allegedly, petitioner is said to have threatened her to kill the informant for property.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. No such occurrence as alleged ever took place. Petitioner is the son-in-law of the informant. He has been falsely implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is admitted family dispute between the parties. There is case and counter



case between the parties. Both sides have filed cases against each other. Similarly situated co-accused, the husband of the informant, has been enlarged on bail by the learned court vide order dated 26.07.2022 passed in A.B.P. No. 560 of 2022. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, as there is no specific overt act against the petitioner and the husband of the informant has been enlarged on bail, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Tilauthu P.S. Case No. 34 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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