

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.33402 of 2008
TAMANNA ALAM, SON OF BARIK MIAN, RESIDENT OF
SHAHPUR, P.S. MUFFASIL, DISTRICT NAWADA
VERSUS
STATE OF BIHAR

8. 18.09.2009 Heard learned counsel for the petitioner
and learned counsel for the State.

The case is under Sections 498A, 379
read with section 34 of the Indian Penal Code.
Petitioner was earlier allowed provisional bail
by order dated 24.10.2008. However, due to non-
appearance of the learned counsel for the
petitioner, provisional bail granted to the
petitioner was cancelled and the application was
dismissed by order dated 1.4.2009. By order dated
20.05.2009 passed in Cr. Misc. No. 18282 of 2009,
the said order dated 1.4.2009 has been recalled
and this case has been restored to its original
file.

It is submitted by learned counsel for
the petitioner that petitioner is in custody for
about two and half months after provisional bail
was cancelled by this Court and before that,
petitioner has remained in custody for about six
months. He submits that there is no chance of
compromise between the parties in the matter.

Considering the period of incarceration of the petitioner, the application is allowed. Petitioner (Tamanna Alam) is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Asthawan P.S. Case No.36/2008.

B.T

(J.N. Singh, J)

