

IN THE COURT OF S.D.J.M. DEHRI-ON-SONE, ROHTAS

Complaint Case No. 111/2019

Parasnath Dubey Vs. Gyaneshwar Upadhayay

Date of Order	Order with initials of the Magistrate	Remarks
23.10.2019	A surrender cum bail petition along with power of Ld. Advocate on behalf of the accused / petitioner, namely (1.) Gyaneshwar Upadhayay has been filed for the offence punishable u/s 406 of the IPC. Copy of the same has been served to the Ld. Counsel of Complainant. Accused person is taken into custody. Case called out. Ld. Counsel of the applicant submits that petitioner is quite innocent and has committed no offence. That earlier no such bail application either anticipatory or regular has been filed before any Court. That Complainant of this case falsely implicated this petitioner. Ld. Counsel for the petitioner further submitted that this case has only civil matter and no any criminal matter has been made out against the petitioner. That the petitioner has no any money of the complainant and the petitioner did not entrusted any property of the complainant, so U/S 406 of IPC is not made out against the petitioner. That this petitioner appears in your Honours Court only on summon it is therefore prayed that petitioner may kindly be allowed to furnish bail bond. Ld. Counsel of the complainant opposes the bail. Heard both sides and perused the record. From perusal of the record it appears that cognizance has been taken u/s 406 of the IPC against aforesaid accused and this is the first appearance of accused. Hence, I am inclined to enlarge the petitioner on bail on furnishing bail bonds of Rs. 6000/- with one solvent surety of the like amount to the satisfaction of the Court.  S.D.J.M. Dehri-on-Sone	
<u>Latter On</u> <u>23.10.2019</u>	As per above order passed, bail bond of Rs. 6000/- with one surety on behalf of the petitioner, namely, (1.) Gyaneshwar Upadhayay along with affidavit has been filed by his Ld. Counsel, Which is checked and found correct. Let the same be <u>accepted</u>. Accused person is released from custody.  S.D.J.M. Dehri-on-Sone	