

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.834 of 2015

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Surendra Yadav @ Surendra Prasad Son of Sadhu Yadav Resident of-
Vishun Bagchia, Police Station-Khudaganj, District-Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 11-03-2015

Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case for the offence
punishable under Sections 364, 498-A/34 of the Indian Penal
Code and Sections 3 / 4 of the Dowry Prohibition Act.

The prosecution case, in brief, is that the named
accused Yugal Kishore and one unknown came to the house
of the informant, Maheshwari Devi, wife of Surendra Yadav
(petitioner) to purchase trolley of the tractor and they told
that they are the friends of her husband and she allowed
them to stay at her house. At the time of taking food, they
talked to her daughter-in-law (victim). In the morning, she
found that her daughter-in-law and both the accused were
not present. She searched her daughter-in-law but could not
found and it was suspected that both of them had enticed
away her daughter-in-law.

During investigation, Yugal Kishore, the father of
the victim lady (Sumon Devi) gave a petition to the
investigating officer alleging therein that the in-laws of the
victim demanded one motorcycle and one lac rupees and due
to non-fulfilment of the demand, husband of the victim lady

and his relatives used to torture her. The co-villager of the petitioner has stated that the victim has been killed and her dead body has been disposed of by the petitioner and others. It is submitted that there is no eye witness to the occurrence. Only suspicion has been raised against the petitioner by the father of the victim after ten days of the occurrence.

Learned counsel for the State could not controvert the contention of the petitioner while opposing the prayer for bail.

Considering the facts and circumstances of this case, the above-named petitioner is directed to be released on 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 S.D.J.M., Hilsa (Nalanda) in Khodaganj P. S. case no. 133 of 2014 with the following conditions :

1. One of the bailors will be the close relative of the petitioner.
2. The petitioner will not indulge in similar or in any other offence.
3. The petitioner will be well represented in the court.
4. In case of absence for two consecutive dates or in violation of the terms of the bail, his bail bond will be liable to be cancelled by the court concerned.

(Amaresh Kumar Lal, J)

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