

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2556 of 2015

Arising Out of PS.Case No. -209 Year- 2014 Thana -JAGDIHSPUR District- BHOJPUR

1. Dasrath Yadav S/o Bhuwali Yadav Resident of Village Rupbandh Kachawaniya, P.S. Jagdishpur, District Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh

For the Opposite Party/s : Mr. D.P.Tiwary(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 22-01-2015 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the offence under Sections 328, 302, 34 of the I.P.C.

Considering that the petitioner is the father –in-law of the alleged deceased and it is not a case under section 304B of the I.P.C. which would entitle the prosecution to raise presumption against the accused, let the petitioner, Dasrath Yadav, be released on bail on furnishing bail bond of Rs. 5,000/- (Five thousand) with two sureties of the like amount each or any other surety to be fixed by the Court below to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Jagdishpur P. S. Case No. 209 /2014 Subject to the conditions (i) That one of the bailors will be close relative of the petitioner, who will give an

affidavit giving genealogy as to how he is related with the petitioner. The bailors will undertake to furnish information to the Court about any change in the address of the petitioner, ii) That the petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse, and iii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Anjana Prakash, J)

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