

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44356 of 2014

Arising Out of PS.Case No. -161 Year- 2012 Thana -ALAMNAGAR District- MADHEPURA

Kulanand Sharma Son of Late Banauri Sharma @ Banarsi Sharma Resident
of Village-Mahdipur, Police Station-Alam Nagar, District-Madhepura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

2 03-03-2015 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 304B/34 of the Indian Penal
Code.

The allegation against the petitioner and others is
to have killed the deceased Kalpana Devi.

It is submitted that the petitioner is an old man of
73 years and father of Arbind Sharma, husband of the
deceased. It is further submitted that petitioner was
living separately from his son Arbind Sharma and his
wife Kalpana Devi. There is no specific allegation of
overt act against the petitioner. Arbind Sharma, husband
of the deceased, has been put on trial in Sessions Trial
no. 250 of 2013 in which informant Dashrath Sharma
was examined as P.W. 5 and he has stated in para-18 that
Arbind Sharma has been living separately from his
parents prior to the occurrence. The petitioner has no
criminal antecedents.

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 Chief Judicial Magistrate, Madhepura, in Alam Nagar P. S. Case no. 161 of 2012 corresponding to G.R. no. 2299 of 2012 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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