

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 1999 of 2015

Arising out of P.S. Case No. -100 Year- 2014 Thana -
DARIYAPUR District- SARAN

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Dhodhai Rai @ Nand Kishore Rai Son of Late Haribansh Rai
Resident of Village - Akilpur, P.S. - Dariyapur, District - Saran
at Chapra.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Udai Shankar Singh, Adv.

For the Opposite Party/s: Mr. R.N. Jha (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 19.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Sections 302, 201 and 120(B)/34 of
the Indian Penal Code.

Considering that it is not a case under Section
304B IPC which would entitle the prosecution to raise a
presumption against the in-laws and there is no direct
material against the Petitioner, let him 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 as fixed by the Court to the satisfaction of Sri P.K.
Chaudhary, Judicial Magistrate, 1st Class, Chapra (or its
successor) in connection with Driyapur P.S. Case No. 100
of 2014 subject to the following conditions:- (i) That one of

the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is 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. (iii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Prakash, J.)

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