

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48546 of 2015

Arising Out of PS.Case No. -751 Year- 2014 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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1. Bharat Rajak Son of Nandu Rajak Resident of Mohalla - Badi
Khanjapur, P.S. Barari, District - Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Ahmad Ali(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 04-12-2015 Heard the learned counsel for the petitioner as well as
the learned A.P.P.

The petitioner seeks bail in a case for the offences
punishable under sections 341, 307, 438-A, 34 and 304 B of the
I.P.C

The petitioner is the brother-in-law of the deceased
who in her dying declaration alleged that the petitioner and other
in-laws poured kerosene oil on her and the husband lit fire on her
body.

Submission is of false implication and that the
petitioner is residing separately since long. Co-accused Mamta
Devi and Nandu Rajak have already been allowed bail and as such

the petitioner also deserves sympathetic consideration, to which the learned A.P.P. does not oppose.

In the facts and circumstances as stated above, the 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 C.J.M. Bhagalpur in Kotwali P.S. Case No. 751 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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