

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41469 of 2014

Arising Out of PS.Case No. -24 Year- 2014 Thana -SALAIYA District- AURANGABAD

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1. Gaya Singh Son of Shyam Narayan Singh
2. Chandani Devi Wife of Gaya Singh Both of Resident of Village-
Chenaee, P.S.-Salaiya, District-Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh

For the Opposite Party/s : Mr. Nand Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

5 30-07-2015 Heard the Counsel for the petitioners and the APP for
the State.

Petitioners herein are brother-in-law and sister-in-law
of the deceased who was married to the brother of petitioner no. 1
18 years ago. The F.I.R. itself disclosed that all the five brothers
were living separately although the *angan* was common. The
brother of the deceased lodged the case that his sister was done to
death in the matrimonial home in suspicious circumstances.

Contention of the petitioners is that the deceased
attempted to commit suicide and was taken to hospital by the
petitioners for treatment. Subsequently, the body was disposed of
after giving information to the informant.

Learned APP, on going through the case diary, has
pointed out that there is material in the investigation report that the

deceased afforded treatment and was taken to hospital.

Taking into account the aforesaid facts and circumstances of the case, in the event of arrest or surrender in the Court below within four weeks, the petitioners abovenamed are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in Salaiya P.S. Case No. 24 of 2014 subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioners.

(ii) In case of framing of charge, the petitioners shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioners and secure their arrest in accordance with law.

(Kishore Kumar Mandal, J)

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