

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5780 of 2016

Arising Out of PS.Case No. -575 Year- 2015 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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1. Amish Kumar S/o Anil Prasad
2. Goriya Kumari Wife of Amish Kumar Both resident of village -
Sikariya, P.S. Chandi, District - Nalanda

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Kumar
For the Opposite Party/s : Mr. P.K. Pandey (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 18-02-2016 Heard learned counsel for the petitioners, learned
counsel for the informant and the learned A.P.P. representing the
State.

Petitioners seek bail in connection with Hilsa P.S. Case
No. 575 of 2015 registered for the offence punishable under
Section 304(B)/34 of the Indian Penal Code.

The petitioner no. 1 is the *Nandos* and petitioner no. 2
is the *Nanad* of the deceased, Rinki Kumari but allegedly she was
killed by her husband and other in-laws including the petitioners
due to non-fulfillment of demand of dowry.

Submission is that petitioners are living separately
since after the marriage of Goriya Kumari, in this case the mother-
in-law, Gita Kumari has been allowed bail today itself by another
co-ordinate Bench of this Court and the petitioners are suffering in

custody since 26.10.2015, having no criminal antecedent. The petitioner no. 1 is having no criminal antecedent and the petitioner no. 2 has been made accused in Hilsa P.S. Case No. 264 of 2013 in which he is on bail.

Learned A.P.P. duly assisted by the learned counsel for the informant opposes the prayer of bail.

In the facts and circumstances stated above, the above named petitioners are also directed to be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Hilsa (Nalanda) in connection with Hilsa P.S. Case No. 575 of 2015 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioners shall remain present on each and every date during trial and the default on two consecutive dates on their part without any reason shall disentitle the petitioners from privilege of bail.

(Jitendra Mohan Sharma, J)

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