

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41960 of 2016

Arising Out of PS.Case No. -165 Year- 2016 Thana -SIRDALA District- NAWADA

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1. Suraj Thakur S/o Rameshwar Thakur, Resident of Village- Bairiya Taur,
P.S.- Sirdalla, District- Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Sri Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 18-10-2016 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with Sirdalla
P.S. Case No. 165 of 2016 registered for the offences punishable
under Sections 304(B), 201/34 of the Indian Penal Code.

Allegedly, the husband, father-in-law, mother-in-law,
Nanand, brother-in-law and the petitioner after killing Poonam
Devi, the daughter of the informant, burnt the dead body.

Submission is of false implication and that the
petitioner is co- villager having no concern with the family affairs
of the deceased, or from her husband and in last paragraph the
name of the petitioner has been disclosed. There is no allegation
for demanding anything against the petitioner and as such the

petitioner who is suffering in custody since 22.7.2016 he deserves sympathetic consideration as charge sheet has already been submitted and there is no chance of tampering with prosecution evidence.

Learned A.P.P. duly assisted by learned counsel for the informant opposes the prayer for bail by submitting that against the petitioner also there is allegation for killing and burning the dead body.

In the facts and circumstances stated above, considering that there is no chance of tampering with prosecution evidence, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned A.C.J.M-V, Nawada in connection with Sirdalla P.S. Case No. 165 of 2016, 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 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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