

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41728 of 2016

Arising Out of PS.Case No. -61 Year- 2016 Thana -CHOUTARWA District-
WESTCHAMPARAN(BETTIAH)

=====

Lalman Yadav, S/o late Anwat Yadav R/o Village- Jaintola, PS Bathwariya,
District West Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party : Mr. Nagendra Pd.(APP)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 05-10-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Chautarwa (Bathwariya) P.S Case No. 61 of 2016 registered for
the offences punishable under Section 304(B), 201/34 of the
Indian Penal Code.

Allegedly, Rabita Devi, the sister of the informant
was married with Raghwendra Yadav, son of the petitioner, four
years ago and out of wedlock there is a child but allegedly, they
were demanding dowry due to non-fulfillment, the family
members did not allow his sister to come along with the informant
on the eve of “Gavana” of the sister and then the informant again
went to the house of accused persons, his sister was missing.



Submission is of false implication and that petitioner is an old father-in-law, there is no specific allegation against him, the petitioner is living separately with the deceased and her husband since long and the petitioner is in custody since 26.05.2016, chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence, other co-accused Anil Yadav has been allowed pre-arrest bail by another co-ordinate Bench of this Court vide Cri. Misc. No. 39719 of 2016.

Learned A.P.P. fairly submits that the petitioner is the father-in-law.

In the facts and circumstances stated above, considering the chargesheet has already been submitted and there is no chance of tampering with the 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 like amount each to the satisfaction of the learned A.C.J.M., Bagaha, West Champaran, in connection with Chautarwa (Bathwariya) P.S. Case No. 61 of 2016, 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.)

Rajiv/-

U		T	
---	--	---	--