

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5322 of 2016

Arising Out of PS.Case No. -45 Year- 2015 Thana -DHANGAI District- BHOJPUR

- =====
1. Pandit Bind @ Pandit Bin Son of Late Moti Bin
2. Gango Devi Wife of Pandit Bin Both residents of Village - Diliya Tola,
Police Station - Dhangai, District - Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramashray Roy, Advocate
For the Opposite Party/s : Mr. Manoj Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 31-03-2016 Heard learned counsel for the petitioners and learned
A.P.P. representing the State.

Petitioners seek bail in connection with S.T. No. 277 of
2015 arising out of Dhangai P.S. Case No. 45 of 2015 registered
for the offences punishable under Sections 304(B) and 201/34 of
the Indian Penal Code.

Jana Devi, the sister of the informant was married to
Gora Bin seven years ago and due to non-fulfillment of demand of
gold chain and she-buffalo, she was strangulated to death and by
the petitioners and other in-laws including the husband and her
dead body was also hidden.

Submission is of false implication and that the



petitioners are old father-in-law and mother-in-law, they are living separately since long and have got no concern with the family affairs with the husband of the deceased, there is general and omnibus allegation against them and, as such, the petitioners deserve sympathetic consideration as they are suffering in custody since 31.07.2015. The husband is already in custody.

The learned A.P.P. submits that on the basis of disclosure, made by the husband, the dead body was recovered and there is general and omnibus allegation for demanding gold chain and she-buffalo.

In the facts and circumstances stated above, considering that chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence and, as such, the petitioners, above named, are directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.D.J. 2nd, Bhojpur at Ara in connection with S. T. No. 277 of 2015 arising out of Dhangai P.S. Case No. 45 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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