

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12170 of 2016

Arising Out of PS.Case No. -37 Year- 2015 Thana -PRATAPGANJ District- SUPAUL

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1. Pintu Mandal @ Pintu Kumar Mandal Son of Jhameli Mandal, resident of
Village & Police Station- Pratapganj, District- Supaul. Petitioner/s
Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prithvi Nath Mishra, Advocate

For the Opposite Party/s : MrAjay Kumar-2(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA
ORAL ORDER

3 04-05-2016

Heard learned counsel for the petitioner and learned

A.P.P. representing the State.

The petitioner seeks bail in connection with Pratapganj
P.S. Case No. 37 of 2015 registered for the offences punishable
under Sections 304-B and 201/34 of the Indian Penal Code.

Babita Devi, the daughter of the informant was married
to the petitioner five months ago and allegedly, due to non-
fulfillment of demand of dowry by way of cow, she-buffalo and
ornaments she was being tortured by the petitioner and other in-
laws and ultimately she was strangled to death and her dead
body was thrown in canal.

Submission is of false implication and that nothing was
ever demanded by the petitioner or any one, there is general and
omnibus allegation, the informant after realizing the truth has filed
petition in the learned court below stating innocence of the
petitioner and others, the wife of the petitioner was suffering from

mental illness, without any fault the petitioner is suffering in custody since 16.11.2015 and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. submits that the petitioner is the husband and now the informant is not ready to support the prosecution version.

In the facts and circumstances stated above, considering that now the informant is retracting from his earlier version and, as such, the petitioner, above named, 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 CJM, Supaul in connection with Pratapganj P.S. Case No. 37 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 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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