

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52906 of 2015

Arising Out of PS.Case No. -48 Year- 2015 Thana -AMBA District- AURANGABAD

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Chandradeep Paswan Son of Late Sukhlal Paswan resident of Village -
Azad Bigha, P.S. - Amba, District - Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Leelawati Kumari, Adv.

For the Opposite Party/s : Mr. Sahin Begum(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 22-02-2016 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with Amba P.S.
Case No. 48 of 2015 registered for the offence punishable under
Section 304(B)/34 of the Indian Penal Code.

Mamta Devi was married to Saroj Paswan, the son of
the petitioner five years ago and allegedly due to non-fulfillment
of demand of dowry by way of buffalo, she was tortured and
assaulted and ultimately she was killed by the petitioner and other
in-laws.

Submission is of false implication and that the
petitioner has got no concern with the family affairs of the
deceased and her husband, he is old father-in-law, the husband is
already in custody, there is no specific allegation against the
petitioner and, as such, he deserves sympathetic consideration as

he is suffering in custody since 27.07.2015. Chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence.

The learned A.P.P. opposes the prayer of bail.

In the facts and circumstances stated above, considering that the petitioner is father-in-law, having no specific allegation and chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence 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 C.J.M., Aurangabad in connection with Amba P.S. Case No. 48 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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