

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52829 of 2016

Arising Out of PS.Case No. -184 Year- 2016 Thana -BHAGWAN BAZAR District- SARAN

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Vijay Prasad Son of Late Dwarika Prasad Resident of Village - Bank
Colony Ratanpura P.S. Bhagwan Bazar District - Saran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/ : Mr. Dr. Rajesh Kumar Singh, Advocate

For the Opposite Party : Mr. Ahmad Ali, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 20-12-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
22.06.2016 in connection with Bhagwanbazar P.S. Case No. 184
of 2016 registered for the offence punishable under Sections
302/34 of the Indian Penal Code.

The prosecution case is that daughter of the
informant, Moni Devi was married to the petitioner's son ten years
back and he had illicit relationship with one Radha Devi wife of
his brother Pintu Gupta for which his deceased wife objected and
it has further been alleged that all the accused persons including
the petitioner, who is father-in-law, has killed his daughter.

It has been submitted by the learned counsel for the



petitioner that he is innocent, bears no criminal history and is 70 years old man with separate home and hearth. It has further been submitted that the husband of the deceased is in custody and only general and omnibus allegation has been levelled and that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence. He further submits that on similar allegation other co-accused persons including mother-in-law of the deceased have since been granted the privilege of anticipatory bail by a Coordinate Bench of this Court in Cr.Misc.No.41012 of 2016 on 27.09.2016.

However, learned A.P.P. for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, since charge-sheet has already been submitted and the mother-in-law has since been granted the privilege of anticipatory bail by a Coordinate Bench of this Court, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saran at Chapra in connection with Bhagwanbazar P.S.Case No.184 of 2016, subject to the conditions that petitioner shall present himself before the police/Court as and



when required and in the event of failure to appear on two consecutive dates, his bail bonds shall be liable to be cancelled.

(Nilu Agrawal, J.)

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