

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38081 of 2016

Arising Out of PS.Case No. -5 Year- 2014 Thana -UJIYARPUR District- SAMASTIPUR

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1. Pramod Das S/o Sri Butai Das, Resident of village-Wajidpur, P.S.-
Ujiyarpur, District- Samastipur. Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar No-1

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 23-09-2016

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Ujiyarpur P.S.
Case No. 05 of 2014 registered for the offence punishable under
Sections 304B/34 of the Indian Penal Code.

The petitioner is the Bhaisur (elder brother of the husband)
of the deceased and there is general and omnibus allegation that
due to non-fulfillment of demand of dowry the husband and other-
in-laws including the petitioner strangled the daughter of the
informant with rope, resulting, she died during treatment.

Submission is of false implication and that the husband of
the deceased has been allowed bail on the basis of compromise,
there is no other material against the petitioner and it is further
submitted that the father of the petitioner died on 16.09.2016 and
as such he deserves sympathetic consideration to which learned

APP fairly submits that husband has been allowed bail by the court below itself.

In the facts and circumstances stated above, 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 Additional Chief Judicial Magistrate, Dalsingsarai, Samastipur in connection with Ujiyarpur P.S. Case No. 05 of 2014, 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)

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