

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38213 of 2016

Arising Out of PS.Case No. -27 Year- 2008 Thana -CHAKAI District- JAMUI

=====

1. Rajendra Ram, son of Late Babu Lal Ram.		
2. Shobha Devi, wife of Rajendra Ram		Petitioners
Versus		
The State of Bihar		Opposite Party

=====

Appearance :

For the Petitioners : Mr. Anuj Kumar, Advocate
For the Opposite Party : Mr. Sri Dilip Kumar (APP)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 30-09-2016

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

The petitioners seek bail in connection with Chakai
P.S Case No. 27 of 2008 registered for the offence punishable
under Section 304B/34 of the Indian Penal Code.

Allegedly, Pinki, the daughter of the informant was
married to Pramod Ram, the son of the petitioner in the year 2004
and due to non-fulfillment of demand of cycle and cash of Rs.
3,000/- she was being tortured, resulting, she died due to hanging.
It is further alleged that the petitioners and husband after killing
her, hanged through the rope.

Submission is of false implication and that in earlier
paragraph of the F.I.R. it is clear that she committed suicide, but
later on, the informant has alleged otherwise postmortem report
does not support the prosecution version as cause of death has
been found due to asphyxia and shock due to hanging and, as

such, the petitioners, who are father-in-law and mother-in-law are suffering in custody since 04.02.2016 and 04.04.2016 respectively and as such, the petitioners deserve sympathetic consideration.

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

In the facts and circumstances stated above, considering that the chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence and, as such, the petitioners are directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of the learned Incharge Additional District and Sessions Judge 1st, Jamui, in connection with S. Tr. No. 94 of 2016 arising out of Chakai P.S. Case No. 27 of 2008 (G.R.Case No. 467 of 2008, 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 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.)

Rajiv/-

U		T	
---	--	---	--