

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58198 of 2015

Arising Out of PS.Case No. -173 Year- 2014 Thana -RAHUI District- NALANDA
(BIHARSHARIFF)

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1. Pappu Prasad Yadav @ Pappu Yadav Son of late Kailu Yadav.
2. Rinku Devi W/o Papu Prasad Yadav@Papu Yadav.
3. Kamla Devi W/o late Kailu Yadav. All are residents of Village:
Derhdhara, Police Station Rahui, District Nalanda. Petitioners

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Satyendra Prasad Singh, Advocate
For the Opposite Party/s : Mr. Ram Sumiran Roy, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 30-01-2016 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out
of Rahui P.S. Case No. 173 of 2014, disclosing offences under
Sections 302 and 328/34 of the Indian Penal Code.

Petitioner no. 1 has been arrested during the pendency
of this application. This application, so far, petitioner no. 1 has
become infructuous.

The petitioner no. 2 is the wife of the elder brother of
the husband of the deceased whereas petitioner no. 3 is the
mother-in-law of the deceased.

Learned counsel for the petitioners submits that there is
absolutely no material against these petitioners to connect them

with the alleged offence. He further contends that even on the basis of the First Information Report, these petitioners have been implicated on the basis of vague hearsay statement that the in-laws had killed the deceased.

I find substance in the submission made on behalf of the petitioners, this application is, accordingly, allowed.

Let the petitioners, above-named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Rahui P.S. Case No. 173 of 2014, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioners shall present themselves before the police/Court, as the case may be, as and when required and in the event of failure on their part to appear before the Court on two consecutive occasions, their bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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