

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.7394 of 2017

Arising Out of PS.Case No. -11 Year- 2016 Thana -GARAUL District- VAISHALI(HAJIPUR)

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Amit Kumar, son of Jawahir Singh, resident of Village- Paigamberpur
Gorigama, Police Station- Goraul, District- Vaishali.... Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Singh

For the Opposite Party/s : Mr. Smt. Veena Kumari Jaiswal

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

ORAL ORDER

3 04-04-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Goraul P.S.
Case No. 11 of 2016 registered for the offences punishable under
Sections 341, 323, 304(B)/34 of the Indian Penal Code.

Allegedly, the petitioner being the husband of Khushboo
Kumari, the daughter of the informant, just within one year of
marriage due to non-fulfillment of demand of motorcycle and cash
killed Khushboo Kumai and made the dead body traceless.

Submission is of false implication and that the informant
has filed a petition earlier stating that his daughter died due to
abdominal pain vide annexure-2 which is mentioned in paragraph
57 of the case diary but only with a view to extract money the
informant has lodged this case, later on the informant has
participated in cremation and as such the petitioner who is



suffering in custody since 01.12.2016 deserves sympathetic consideration. Chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence.

Learned APP submits that the petitioner is the husband.

In the facts and circumstances stated above, considering the earlier application filed by the informant, 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 Sub-Divisional Judicial Magistrate, Vaishali at Hajipur in connection with Goraul P.S. Case No. 11 of 2016, 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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