

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.13968 of 2017**

Arising Out of PS.Case No. -45 Year- 2014 Thana -PARSAUNI District- SITAMARHI

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Mauje Sah @ Mauje Sah, son of late Sakaldeo Sah, resident of Village  
Parsauni Malibar P.S. Parsauni District Sitamarhi

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Bimal Kumar, Advocate

For the Opposite Party/s : Mr. Bal Mukund Prasad Sinha, APP

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      27-04-2017                      Heard learned counsel for the petitioner.

This is an application for bail in connection with  
Parsauni P.S.Case No. 45 of 2014 registered for the offences  
punishable under Sections 304B and 210/34 of the Indian Penal  
Code.

Petitioner is father-in-law and the case is under  
Section 304B IPC.

It has been submitted on behalf of the petitioner that  
except general and omnibus allegation there is nothing specific  
against the petitioner and during the course of investigation it has  
come that deceased was mentally ill and she used to flee away  
from the house and sometimes petitioner used to take her back and  
her dead body was found in a pond. It has further been submitted  
that petitioner is in custody since 18.5.2016.

Heard learned APP also, who could not controvert the  
above submission.

Having heard both sides and from perusal of the



impugned order it appears that post mortem shows some sharp cutting injuries on the person of deceased and there is no allegation of assault against the petitioner, as such, let the petitioner, named above, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1<sup>st</sup> Class, Sitamarhi, in connection with Parsauni P.S.Case No. 45 of 2014, subject to the conditions that :-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of his bail.

**(Vinod Kumar Sinha, J)**

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