

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.9522 of 2017

Arising Out of PS.Case No. -231 Year- 2016 Thana -DURGAWATI District- BHABHUA
(KAIMUR)

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Harihar Ram S/o Late Vishwanth Ram, Resident of Village- Kripalpur,
P.S.- Durgawati, District- Kaimur (Bhabua)..... .. Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ajay Nandan Sahay

For the Opposite Party/s : Mr. Sri Pradeep Narain Kumar

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

ORAL ORDER

2 11-04-2017 Heard learned counsel for the petitioner and learned counsel
representing the State.

Petitioner seeks bail in connection with Durgawati P.S.
Case No. 231 of 2016 registered for the offences punishable under
Sections 304B, 201/34 of the Indian Penal Code.

Mamta Kumari the daughter of the informant, was married
to Bigau Ram, the son of the petitioner, and after marriage
motorcycle and she buffalo were being demanded, due to non-
fulfillment she was being tortured and assaulted and ultimately
she was brunt to death and her dead body was made traceless.

Submission is of false implication and that the petitioner is
old father-in-law aged about 65 years, the deceased died due to her
own fault at the time of cooking by straw, the deceased was living
separately with her husband and as such there was no reason for



the petitioner to commit such occurrence for dowry. The petitioner never demanded anything, there is no specific allegation against him, there is no eye witness of the alleged occurrence and the petitioner is suffering in custody since 04.01.2017. Chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence

Learned APP opposes the prayer of bail.

In the facts and circumstances stated above, considering that the petitioner is the father-in-law and husband is already in custody, 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 Chief Judicial Magistrate, Kaimur at Bhabua in connection with Durgawati P.S. Case No. 231 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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