

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23017 of 2017

Arising Out of PS.Case No. -156 Year- 2015 Thana -BAKHTIYARPUR District- PATNA

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Birbal Prasad, son of Late Chandeshwar Prasad, resident of Village-
Laxmanpur, P.S.- Bakhtiyarpur, District- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dr. Rajesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Chaubey Jawahar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-05-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Bakhtiyarpur P.S.Case No. 156 of 2015 registered for the offences
punishable under Sections 498A, 323, 341, 504/34, 304B of the
Indian Penal Code and 3/4 of Dowry Prohibition Act.

Petitioner is brother-in-law (Bhaisur) of the deceased
and allegation against the accused persons, not the petitioner, is
that they have administered poison to the deceased.

It has been submitted on behalf of the petitioner that
there is general and omnibus allegation against the petitioner and
nothing specific is attributed against him and he is in custody for
nine months.

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



Having heard both sides and considering the aforesaid facts and circumstances, 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 Additional Chief Judicial Magistrate, Barh, in connection with Bakhtiyarpur P.S.Case No. 156 of 2015, 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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