

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65865 of 2018

Arising Out of PS. Case No.-40 Year-2018 Thana- MANJHAGARH District- Gopalganj

Surendra Prasad @ Surendra Kumar, Son of Late Bharat Prasad, Resident of Village- Manjhagarh, Sheikh Toli, P.S.- Manjhagarh, District- Gopalganj, Bihar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Sri Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 26-11-2018 Heard the parties.

The petitioner seeks regular bail in connection with Manjhagarh P.S.Case NO.40 of 2018 G.R.No.758 of 2018 registered for offences punishable under Sections 304B , 302, 120B/34 M the Indian Penal Code.

Petitioner is said to be brother-in-law of the deceased and the case is of downy death.

Submission of the learned counsel for the petitioner is that no specific allegation has been attributed against him and other co-accused persons such as the mother- in -law and brother- in- law of the deceased have already been granted bail vide order dated 19.7.2018 passed in Cr. Misc. No.34649 of 2018. Now the case has been compromised and the petitioner is



in custody since 9.9.2018.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Gopalganj in connection with Manjhagarh P.S. Case No.40 of 2018, G.R.No.758 of 2018.

With following conditions :

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

With the aforesaid observation, this application



is allowed.

(Vinod Kumar Sinha, J)

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