

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.73587 of 2018

Arising Out of PS. Case No.-107 Year-2018 Thana- TARAPUR District- Munger

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Kishan Kumar Rajak, S/o Mahesh Rajak @ Munna, Resident of Mohalla-Bhobi Tola, P.S.- Tarapur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subodh Prasad

For the Opposite Party/s : Mr.Sri S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 20-12-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Tarapur P.S. Case No. 107 of 2018 registered for the offence punishable under Sections 304B/34 of the Indian Penal Code but charge sheet has been filed under Section 306 of the IPC and cognizance has been taken under Section 306 of IPC.

Allegation against petitioner is of torturing the daughter of informant for non-fulfillment of demand of dowry, as a result of which she committed suicide.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. After



investigation police submitted charge sheet under Section 306 of the IPC against petitioner. Petitioner is the husband of deceased and he was not present there when she committed suicide. Petitioner is in custody since 05.07.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. IV, Munger, in connection with Tarapur P.S. Case No. 107 of 2018 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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