

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3468 of 2019

Arising Out of P.S. Case No.-197 Year-2018 Thana- CHAPRA RAIL P.S. District- Saran

Amit @ Anish Kumar Rai, son of Sanjai Rai Resident of Village-Rauza
Pokhra, P.S.-Chapra Town, District-Saran, at Chapra

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Nawal Kishore Prasad, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 25-01-2019 Heard the learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

Petitioner is languishing in judicial custody since
22.09.2018 in connection with Rail Chapra (Rail P.P.Chapra
Kachehari) P.S.Case No.197 of 2018 for the offence alleged
under Sections 498 and 306/34 of the Indian Penal Code.

The prosecution case as lodged by the informant is
that his daughter Sukanti Devi was married with Dinesh Roy in
the year 2006 but all along she was tortured by the in-laws
including the petitioner who is the son of her *Bhaisur* for
demand of a television and a motorcycle. Getting fed up, she
went with her four years daughter on the railway track and
committed suicide.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and



has been falsely implicated in the aforesaid case. He submits that general and omnibus allegation has been levelled and two of the co-accused persons who are *Bhaisur* and *Gotani*, have been granted the pre-arrest bail by a coordinate Bench of this Court. He further submits that chargesheet has already been submitted and there is no allegation of tampering with the prosecution witnesses.

Considering the facts and circumstances and the material on record, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Rail Chapra (Rail P.P. Chapra Kachheri) P.S.Case No.197 of 2018 to the satisfaction learned Railway Magistrate, Sonapur, District-Saran at Chapra, subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating their relationship with the petitioner.

(Nilu Agrawal, J)

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