

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4491 of 2019

Arising Out of PS. Case No.-400 Year-2018 Thana- SAHEBGANJ District- Muzaffarpur

SURESH RAM Vishwanath Ram Resident of Village- Gokhula Birahiya,
P.S.- Baruraj, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babita Kumari

For the Opposite Party/s : Mr.Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

4 27-02-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Sahebganj P.S. Case No. 400 of 2018 registered for the offence punishable under Sections 302, 201 of the Indian Penal Code.

Allegation against petitioner in the FIR is that petitioner was married with the daughter of informant on 06.06.2017 and after one month of marriage she was being harassed and on two occasions she was locked inside the toilet. It has been further alleged that the petitioner did not want to keep his wife with him and he gave Rs. 51,000/- to the informant and compelled her to sign the document for getting her daughter marriage anywhere else. It has been further alleged



on 26.10.2018 at about 10.30 PM petitioner came to her house and after taking dinner has slept with his wife. In the morning at about 3.00 AM the informant did not find her daughter and son in law in the house. On search the dead body of her daughter Sarita Devi was found in the pond.

It has been submitted on behalf of the petitioner that the relationship between the petitioner and his deceased wife was bitter and the deceased was living in her Naihar. No mark of violence was found on the body of the deceased. As a matter of fact during investigation allegation under Sections 302 and 201 of the IPC was found to be false and charge sheet was submitted under Section 306 of the Indian Penal Code. Petitioner has no criminal antecedent and he is in custody since 05.11.2018.

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. cum Sub Judge 1st West, Muzaffarpur, in connection with Sahebganj P.S. Case No. 400 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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