

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8573 of 2019

Arising Out of PS. Case No.-88 Year-2017 Thana- NOWKOTHI GARHPURA District-
Begusarai

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OMPRAKASH JHA @ CHULLHO JHA, aged about 52 years, (M) Son of
Kisundeo Jha Resident of Village - Pahsara, PS – Naokothi, District-
Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arjun Prasad
For the Opposite Party/s : Mr.Rabindra Kumar

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-03-2019 Heard learned counsel for the parties.

Petitioner seeks bail in **Naokothi P.S. Case No. 88 of 2017** registered for the offence punishable under Sections 304 (B) and 34 of the Indian Penal Code.

Informant who is the mother of deceased has stated in her fardbeyan that on 15.09.2017 she received information by one Kailash Jha that the FIR named accused including petitioner have killed her daughter Priti Kumari by assault.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. He is father-in-law of the deceased. Deceased met an accidental death as she slipped from the staircase and got injured and



subsequently died. He is living separately from his son and he has no concern with the affairs of deceased or his son. Allegation against him is general and omnibus in nature. Petitioner has got no criminal antecedent and is in custody since 16.08.2018.

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/- with two sureties of the like amount each to the satisfaction of learned **J.M. 1st Class, Begusarai**, in connection with **Naokothi P.S. Case No. 88 of 2017**, with following conditions:-

(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 shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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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