

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71442 of 2018

Arising Out of PS. Case No.-80 Year-2018 Thana- BUXAR INDUSTRIAL District- Buxar

Deepak Chouhan Son of Bindu Chouhan @ Binod Couhan Resident of
Village-Baruna, P.S.-Buxar Ind, District Buxar. Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bachan Jee Ojha
For the Opposite Party/s : Mr.Sri Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 29-01-2019 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State as well as the

informant.

Petitioner is in custody in connection with Buxar (Ind)

P.S. Case No. 80 of 2018 for the offence under sections 341,

323, 304(B), 504, 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that

petitioner has no criminal antecedent.

Learned counsel appearing on behalf of the informant

submits that the marriage took place in the year 2014 and within

four years, the daughter of the informant was done to death.

On behalf of the petitioner submission has been

advanced that wife of the petitioner and his younger daughter

died in train accident which has been seriously disputed by the

counsel appearing on behalf of the informant.



Learned counsel for the petitioner submits that surviving daughter is staying with her grand-parents and he is ready to ensure her future by executing registered-deed of transfer of his entire interest in the property in favour of the surviving daughter.

Considering the peculiar facts of this case, the Court is inclined to grant bail to the petitioner subject to the condition that the petitioner shall execute deed of transfer of entire interest of his property in favour of the surviving daughter within one month from the date of release in the instant case. The transfer in favour of the surviving daughter would be with condition that the said property shall not be alienated unless the minor daughter attained majority.

With the aforesaid condition, the petitioner named above, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar, in connection with Buxar (Ind) P.S. Case No. 80 of 2018.

(Anil Kumar Upadhyay, J)

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