

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42804 of 2019

Arising Out of PS. Case No.-405 Year-2018 Thana- DUMRA District- Sitamarhi

=====

Bir Mukhia Son of Faudi Mukhia Resident of Shivhar, P.S.-Dumra, District-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha, Advocate

For the Opposite Party/s : Mr.Ajay Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 16-10-2019 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in **Dumra P.S. Case No. 405 of 2018**, registered for the offences punishable under Sections 302, 120B and 34 of the Indian Penal Code.

The informant alleged that her daughter was married to Bhagwan Lal Mukhia in the year 2007. On 08.10.2018, all the accused persons including this petitioner committed murder of informant's daughter on the pretext of being witch.

It is submitted by learned counsel appearing on behalf of petitioner that petitioner has falsely been implicated in this case. There is no eye-witness of the occurrence. Petitioner is *Dewar* of the deceased. There is general and omnibus allegation against him. Charge-sheet has already been submitted. Petitioner



is in custody since 11.10.2018 having clean antecedent

Considering the facts aforesaid, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000 (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned **Chief Judicial Magistrate, Sitamarhi** in connection with **Dumra P.S. Case No. 405 of 2018**, subject to the following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) 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.

(Prabhat Kumar Singh, J)

vinita/-

U		T	
---	--	---	--

