

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80205 of 2018

Arising Out of PS. Case No.-419 Year-2018 Thana- RAJAON District- Banka

Prasadi Harijan son of Late Sukar Harijan Resident of Village - Tilakpur,
Police Station - Rajoun, District- Banka.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar

For the Opposite Party/s : Mr.Sri Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

4 21-02-2019 Heard learned counsel for the parties.

Petitioner seeks bail in **Rajoun P.S. Case No. 419 of 2018**, registered for the offence punishable under Sections 302 , 120 (B) and 34 of the Indian Penal Code.

Informant who is the father of the deceased has alleged that petitioner (father-in-law) along with other family members killed his daughter for non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. No injury has been found on the person of the victim during postmortem and doctor could not ascertain cause of death hence viscera report has been kept reserved. It has been further submitted that similarly placed co-accused, Prafula Harijan



(husband) has been granted bail by co-ordinate Bench of this Court vide order dated 30.01.2019 passed in Cr. Misc. No. 4946 of 2019. Petitioner has got no criminal antecedent and is in custody since 06.10.2018.

Learned counsel for the informant has vehemently opposes grant of regular bail of the petitioner.

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 **C.J.M., Banka**, in connection with **Rajoun P.S. Case No. 419 of 2018**, 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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