

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78112 of 2018

Arising Out of PS. Case No.-197 Year-2018 Thana- CHAPRA RAIL P.S. District- Saran

Shiv Bachan Roy S/o Late Dularchand Roy, R/o Vill.- Rauza Pokhra, P.S.-
Chapra Town, District- Saran at Chapra..

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Kumar, Adv.

For the Opposite Party/s : Mr.Smt. Reena Sinha (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 09-01-2019 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Rail Chapra (Rail P.P. Chapra Kachahari) P.S.
Case No. 197 registered for the offences punishable under
Sections 498, 306/34 of the Indian Penal Code.

Informant has alleged that petitioner and other
family members killed her daughter due to non-fulfillment of
demand of dowry.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. Petitioner is the father-in-law of
the deceased. Petitioner is in custody since 22.09.2018.
Similarly placed co-accused has been granted bail by co-



ordinate bench of this court passed in Cr. Misc. 78273 of 2018
vide order dated 07.01.2019.

Considering the aforesaid fact 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
Railway Magistrate, Sonapur, District- Saran at Chapra, in
connection with Rail Chapra (Rail P.P. Chapra Kachhari) P.S.
Case No. 197 of 2018, subject to 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
Court and his absence on two consecutive dates without
sufficient reasons, 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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