

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75706 of 2019

Arising Out of PS. Case No.-20 Year-2018 Thana- NOWKOTHI GARHPURA District-
Begusarai

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MITHILESH RAJAK @ MITHLESH RAJAK Son of Sajo Rajak @ Sarjan
Rajak Resident of Village - Babhangama, P.S.- Nawkothe, District - Begusarai
... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shree Niwas Singh, Advocate.
For the Opposite Party/s : Mr. Madhuri Lata, APP.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 05-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302, 304(B), 328 and
201/34 of the Indian Penal Code.

Though there is allegation of demand of dowry and
torture for the same in the FIR, however, it is not specific rather
it is vaguely stated that some of the amount of dowry was still
due with the informant.

Learned counsel for the petitioner submits that even
the case diary would reveal that it is not specific as to what the
petitioner was demanding as consideration of marriage. After
death of the victim, just to pressurize the petitioner, false case
has been lodged.



Learned Additional Public Prosecutor after going through case diary submits that none of the witnesses have stated specifically what amount was still due as dowry.

Considering the aforesaid facts that there is no material to substantiate the dowry demand, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Nawkothe Police Station Case No. 20 of 2018, subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of the territorial jurisdiction of the learned court below.

(c) The petitioner shall not leave the country without permission of the learned trial court.

(Birendra Kumar, J)

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