

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84119 of 2019

Arising Out of PS. Case No.-143 Year-2019 Thana- DALSINGHSARAI District- Samastipur

AJAY KUMAR ROY @ AJAY ROY @ AJAY KUMAR Son of Mahendra
Ray Resident of Village - Raghuvarpur, P.S.- Dalsing Sharai, District -
Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar

For the Opposite Party/s : Mr.Md. Matloob Rab

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

4 17-03-2020 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner is in custody since 21.08.2019 in connection with Dalsingsarai P.S. Case No. 143/2019 for the alleged offences under Sections 304(B) of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely implicated merely because he happens to be the brother-in-law of the deceased. The petitioner is not named in the FIR and no specific accusation has been made against him. The case of the petitioner stands on better footing than that of co-accused Mahendra Roy @ Mahendra Rai, father-in-law of the deceased and Vijay Kumar Ray @ Vijay Kumar Roy @ Vijay Roy, brother-in-law of the deceased, who have been named in the FIR have been granted bail by this Court in Cr. Misc. No. 77903 of 2019 and Cr. Misc. No. 70109 of 2019, respectively. The petitioner claims clean antecedents.

4. Be that as it may, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the



satisfaction of learned ACJM Ist, Dalsingsarai, District Samastipur in connection with Dalsingsarai P.S. Case No. 143/2019 on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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