

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39002 of 2021

Arising Out of PS. Case No.-172 Year-2020 Thana- NAYA RAM NAGAR District- Munger

1. Prabha Devi @ Pramila Devi Wife of Prakash Mandal Resident of Village- Udaypur, P.S.- Naya Ramnagar, District- Munger.
2. Pandav Mandal Son of Prakash Mandal Resident of Village- Udaypur, P.S.- Naya Ramnagar, District- Munger.
3. Prakash Mandal Son of Late Ramdev Mandal Resident of Village- Udaypur, P.S.- Naya Ramnagar, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vibhuti Ranjan Sonvadra
For the Opposite Party/s : Mr.Md. A.H.Sahara,APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-09-2021 Heard learned counsel for the parties through video conferencing.

The petitioners seek bail in Naya Ramnagar P.S. Case No. 172 of 2020, registered for the offence under Sections 304(B), 201, 34 of the Indian Penal Code.

As per the prosecution case, petitioners alongwith other FIR named persons committed murder of sister of the informant due to non-fulfillment of demand of dowry and thereafter, disappeared her dead-body.

It is submitted on behalf of petitioners that petitioner no. 1 is mother-in-law (सास), petitioner no. 2 is brother-in-law



(देवर) and petitioner no. 3 is father-in-law (ससुर) of the deceased. The thrust of the allegation is against husband of the deceased, who is already in custody. It is submitted that the deceased committed suicide. Petitioners are living separately and have nothing to do with the affairs of the deceased. Petitioner no. 1 & 2 are in custody since 07.01.2021 and petitioner no. 3 is in custody since 27.12.2020.

Petitioners claims clean antecedent and they are in custody since

Learned A.P.P. for the State has opposed the bail petition and submitted that petitioners have also actively participated in the murder of the deceased.

Considering the rival submissions of the parties and the materials available on record, the bail petition of petitioners is allowed. Let the above named petitioners be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.- I, Munger in connection with Naya Ramnagar P.S. Case No. 172 of 2020, on the following conditions:

“(1) Petitioners shall cooperate in the trial and shall be properly represented on each and every date fixed by the court below and shall remain physically present, as directed by the court below, and on their absence on two consecutive dates without sufficient reason,



their bail-bond shall be cancelled by the court below.

(2) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.”

(Prabhat Kumar Singh, J.)

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