

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37899 of 2020

Arising Out of PS. Case No.-456 Year-2017 Thana- MOTIPUR District- Muzaffarpur

Rajendra Sahni, S/o Late Bilokan Sahni, R/o village- Paharchak, P.S.-
Motipur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Shekhar Anand, Advocate

For the Opposite Party/s : Ms. Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 23-02-2021 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Motipur
P.S. Case No.456 of 2017 for the offence punishable under
Section 302/201/34 of the Indian Penal Code.

On 11.12.2017, the informant has lodged the case
alleging that his daughter has been killed by the petitioner
(husband) along with other in-laws.

Counsel for the petitioner submits that the case is not
one of dowry death as the marriage of the victim was
solemnized in the year 2006 long before seven years from the
date of allegation. The informant has alleged that he received
intimation regarding killing of his daughter much earlier, i.e., on
08.12.2017. The police also after completing the investigation



have submitted charge sheet under Sections 306 and 201 of the I.P.C. The petitioner is in custody since 24.02.2020 and realizing the mistaken accusation, informant has filed a petition seeking to compromise the allegations (Annexure 3 of the petition).

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions, this Court is inclined to allow the petitioner's prayer for bail.

Accordingly, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. (West), Muzaffarpur, in connection with Motipur P.S. Case No.456 of 2017, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel



would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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