

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27225 of 2022

Arising Out of PS. Case No.-50 Year-2022 Thana- RAMGARH District- Kaimur (Bhabua)

RAM ASHISH RAM @ RAMASHISH RAM Son of Sarju Ram R/o village -
Tiyara, P.S.- Ramgarh, District - Kaimur at Bhabua

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Advocate

For the Opposite Party/s : Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 26-08-2022 Heard learned counsel for the petitioner and learned
APP for the State in Virtual Court Proceeding.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The case is registered under sections 302, 304(B),
498(A), 109/34 of the Indian Penal Code and 3/4 of Dowry
Prohibition Act in connection with Ramgarh P.S. Case No. 50 of
2022.

As per the allegation in the FIR, the informant had
married his daughter to one Pradeep Kumar but from the very
beginning, she was tortured for dowry. On 19.2.2022 he was
informed that his daughter is ill and when he along with his
family members reached her in-laws home, they found her
dead. Accordingly, the present FIR came to be lodged.



The learned counsel for the petitioner submits that the petitioner is father-in-law, an old aged person and has nothing to do with the present matter inasmuch as he lives separately from the couple after partition of the family. He lastly submits by pointing out para-15 of the bail application that the husband of the deceased is in judicial custody.

Taking into account the fact that the petitioner is father-in-law, husband is in judicial custody, is in jail since 21.2.2022 and has no criminal antecedent, this Court is inclined to grant him the privilege of bail. However, if it is found that any false statement has been made by the learned counsel for the petitioner in the bail application, either relating to the husband or criminal antecedent, this bail order shall become infructuous.

Let the petitioner 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 A.C.J.M.-1st, Kaimur at Bhabhua, in connection with Ramgarh P.S. Case No. 50 of 2022 subject to the following conditions:

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;



(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reasons will entail his cancellation of bail by the Trial Court itself;

(iii) he shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of his bail bonds;

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

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