

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.31101 of 2022**

Arising Out of PS. Case No.-505 Year-2021 Thana- RAJAOLI District- Nawada

SURESH YADAV S/o Late Jagan Yadav Resident of Village-Satgir, P.S.-  
Rajauli, District-Nawada.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Manisha Prakash

For the Opposite Party/s : Mr.Rana Randhir Singh

**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY**  
**ORAL ORDER**

2      02-11-2022                      Let the defect(s), as pointed out by the office, be  
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

The petitioner seeks bail in connection with Rajauli  
P.S. Case No. 505 of 2021 registered for the offences punishable  
under Section 304(B) of the Indian Penal Code.

As per prosecution case, petitioner and others are  
alleged to have committed the murder of informant's daughter  
for non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that  
petitioner is in custody since 13.01.2022 and bears no criminal  
antecedent. Charge sheet has been submitted in the case and  
there is no likelihood of tampering with the prosecution



evidence. He further submits that petitioner has been falsely implicated in the case as he is father-in-law of the deceased. Petitioner is aged about 75 years and he was living separately from the deceased. Petitioner has no concern with the deceased and her husband. He further submits that allegation against him are general and omnibus in nature.

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, keeping in view clean antecedent of petitioner as well as petitioner is residing separately from the deceased, charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence, argument advanced on behalf of both sides and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada in connection with Rajauli P.S. Case No. 505 of 2021, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn



the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

**(Alok Kumar Pandey, J)**

vashudha/-

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