

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4083 of 2023

Arising Out of PS. Case No.-113 Year-2022 Thana- CHANDI District- Bhojpur

PARMESHWAR RAY Son of Late Nagina Ray R/V- Narahi, P.S- Chandi,
Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rajesh Roy, Adv. Mr. Vikramaditya, Adv.
For the Opposite Party/s	:	Mr. Anil Kumar, APP
For the Informant	:	Mr. Manoranjan Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 26-04-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned Additional Public
Prosecutor for the State.

Petitioner seeks bail, who is in custody since
28.11.2022 in connection with Chandi P.S. Case No.113/2022,
F.I.R. dated 01.05.2022, for the offences punishable under
Sections 304(B) and 201/34 of the Indian Penal Code.

According to prosecution case, the petitioner along
with other co-accused persons are alleged to have committed
murder of the daughter of the informant due to non-fulfillment
of the demand of dowry.

Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been



implicated in the present case. He further submits that the petitioner is cousin father-in-law of the deceased and he has no role in the alleged occurrence. He further submits that the petitioner has no concern at all with the family affairs of the deceased and it appears from the F.I.R. that there is general and omnibus allegation against the petitioner. He further submits that there is no specific allegation of any assault or overt act attributed against the petitioner and the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 28.11.2022.

Learned counsel for the informant as well as learned Additional Public Prosecutor for the State on the other hand vehemently opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances, 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 A.C.J.M.-5th, Arrah, in connection with Chandi P.S. Case No. 113/2022, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and



on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. 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.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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