

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34207 of 2023**

Arising Out of PS. Case No.-27 Year-2023 Thana- RAGHOPUR District- Vaishali

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SACHIN KUMAR Son of Suneshwar Rai @ Suneshwar Ray Resident of  
village - Rustampur Tin Pairiya, P.S.- Raghapur (Rustampur O.P.), District -  
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : None

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

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**CORAM: HONOURABLE MR. JUSTICE RAJIV ROY**  
**ORAL ORDER**

2      26-07-2023                      No one appears on call.

The petitioner apprehends his arrest in connection  
with Raghapur (Rustampur O.P.) P.S. Case No. 27 of 2023 for  
the offence punishable under Sections 304 (B)/34 I.P.C lodged  
on 04.02.2023 by the informant Dilip Kumar.

As per the prosecution story, the allegation is that  
informant's sister married Kundan Kumar but was tortured for  
dowry and ultimately allegation is that she was killed.  
Accordingly, to the FIR.

As per the petition, the petitioner is the brother-in-law  
(Devar), is a student, and do not have criminal antecedent and  
he is only nineteen years of age.

Learned APP opposes the prayer.



Taking into account the aforesaid facts, this Court is inclined to extend him the privilege of anticipatory bail with conditions.

Let the petitioner, in the event of his arrest or surrender within a period of four weeks from the date of the receipt of the order, 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 Miss. Shikha Kumari, learned Judicial Magistrate 1<sup>st</sup> Class, Vaishali at Hajipur in connection with Raghapur (Rustampur O.P.) P.S. Case No. 27 of 2023 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his 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 reason will entail cancellation of his bail bond by the Trial Court itself;

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



(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the anticipatory bail application is allowed.

**(Rajiv Roy, J)**

Jagdish/- Jyoti/-

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