

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47729 of 2022

Arising Out of PS. Case No.-61 Year-2016 Thana- RAFIGANJ District- Aurangabad

1. JANGI SINGH S/o Late Ram Chandra Singh
2. Sintu Singh @ Chintu Singh S/o Sri Jangi Singh
Both Resident of Village- Rafiganj, P.S.- Rafiganj, District- Aurangabad.
3. Sikander Singh S/o Late Deobansh Singh Resident of Village- Katar, P.S.-
Indrapuri, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mrs. Vaishnavi Singh, Advocate
For the State	:	Mr. Anil Kumar Singh No. 1, APP
For the informant	:	Ram Kishore Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 04-01-2023 Heard learned counsel for the petitioners and the
learned APP for the State.

The petitioners apprehend their arrest in connection
with Rafiganj P.S. Case No.61 of 2016 instituted under Sections
306,201 of the Indian Penal Code.

As per the prosecution story, the allegation was that
the accused person set the informant's daughter on fire and she
succumbed to the said burn injuries. The police investigated the
matter and submitted charge sheet under Sections 306 & 201 of
the Indian Penal Code against the husband exonerating the other
accused persons of the charges. However, the learned Trial court
issued notice under Section 319 of the Cr.P.C. to the accused



person necessitating this filing of the anticipatory bail application.

Learned counsel for the petitioners submit that the three petitioners are the father-in-law and brothers-in-law (Devar and Nandoshi) and although the police had submitted charge-sheet under Sections 306, 201 of the IPC only against the husband, subsequently with the changed scenario, it is necessary for them to seek the present relief.

Learned counsel for the informant submits that initially the case was lodged under Section 304(B) of the IPC and as such they do not deserve bail. Learned APP echoes the submissions put forward by the learned counsel for the informant.

Taking into account the fact that the charge-sheet was submitted under Sections 306 and 201 of the IPC against the husband and further the petitioners are ready to co-operate by appearing on each and every date in trial, they are father-in-law and brothers-in-law, none of them having any criminal antecedent, this Court is inclined to grant them relief.

Let the petitioners be released on bail, in the event of their arrest or surrender before the Sub-ordinate court within a period of four weeks from the receipt of this order, on furnishing



bail bond of Rs.10,000/-(Rupees Ten Thousand) each with two sureties of the like amount each in connection with Rafiganj P.S. Case No.61 of 2016 to the satisfaction of learned Chief Judicial Magistrate, Aurangabad, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Rajiv Roy, J)

Prakash Narayan /-

U		T	
---	--	---	--

