

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56499 of 2022

Arising Out of PS. Case No.-42 Year-2022 Thana- BHAGWANPUR District- Kaimur
(Bhabua)

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1. Satya Narayan Singh son of Late Bali Singh Resident of Village - Jalaibar, P.S.- Bhagawanpur, District - Kaimur (Bhabhua).
 2. Krishna Singh Son of Satya Narayan Singh Resident of Village - Jalaibar, P.S.- Bhagawanpur, District - Kaimur (Bhabhua).

... .. Petitioner/s

Versus

1. The State of Bihar
2. Radhey Shyam Singh Son of Late Ram Bachan Singh Resident of Village - Abhedr, P.S.- Ramgarh, District - Kaimur (Bhabhua).

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Sunil, Adv.
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 15-02-2023 Let the defect(s), if any, be removed within two weeks
from today.

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

The petitioners seeks regular bail in connection with
Bhagwanpur P.S. Case No. 42 of 2022 lodged under Sections
341, 323, 307, 498(A), 504, 506 /34 of the I.P.C. read with
Section 3/4 of Dowry Prohibition Act.

As per the prosecution case, the marriage of daughter
of the informant has solemnized with the petitioner no.2. It has
been alleged that the in-laws family started demanding bullet

motorcycle. Upon promise to provide it later, the *Bidaai* was conducted. It has been alleged that for one month, they kept the informant's daughter well but thereafter, they started torturing. It has been alleged that petitioner no.2 went to Delhi with his wife after *Panchayati* but there also, leaving the informant's daughter alone, he fled away. In this regard, the informant has visited Delhi and brought her daughter back and went to in-laws family of his daughter then, they all started abusing and assulting them by iron rod and *khanti* as well as by *lathi*. It has been alleged that anyhow informant's party saved their lives and fled away thereafter they have filed this case.

Learned counsel for the petitioners submits that from the perusal of the entire F.I.R., it is crystal clear that there is no specific allegation against the petitioner no.2 who is the husband. Petitioner no.1 is the father-in-law and he is old aged person and very innocent.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioners above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M- 5, Kaimur (Bhabua) in connection with Bhagwanpur P.S. Case No. 42 of 2022, subject

to the conditions as laid down under Section 437(3) of Cr.P.C.
with other following conditions:

A. The petitioners shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall be resulted into cancellation of his bail bond.

B. One of the bailors shall be close relative who shall file affidavit before the court about his relationship with the petitioners.

C. The petitioners shall file an affidavit at the time of furnishing of bail bond that they shall not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of their present bail bond.

With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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