

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63849 of 2023

Arising Out of PS. Case No.-99 Year-2023 Thana- JANDAHA District- Vaishali

Laldev Mahto S/O Late Anup Mahto R/O Village- Bedaulia, Ps. Jandaha,
Dist. Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Subhash Kumar, Advocate
For the State : Mr. Atul Chandra, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 17-10-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner is apprehending his arrest in
connection with Jandaha P.S. Case No. 99 of 2023 registered for
the offence punishable under Sections 302, 201 and 34 of the
Indian Penal Code.

3. There is an allegation that the informant's daughter
was married to the petitioner's son, ten years prior to the
institution of the FIR. It is alleged that altogether nine of the
family members have killed the informant's daughter and
cremated the body to conceal the evidence.

4. Learned counsel for the petitioner submits that
being father-in-law, the petitioner has been implicated, though
he has no concern with the affairs of the deceased with her



husband. Falsity of the allegation is obvious from the lack of details in the prosecution case, even the date of alleged occurrence has not been stated. The petitioner has no antecedents.

5. Learned APP has opposed the prayer for bail and submits that the husband is traceless till date as is obvious from the order rejecting the petitioner's prayer for anticipatory bail by the court of learned Sessions Judge, Vaishali.

6. Considering the rival submissions, the nature of allegations, the petitioner's relationship with the deceased and her husband, clean antecedents, this Court, for the limited purpose of grant of anticipatory bail, is inclined to accept the submissions of learned counsel for the petitioner.

7. Petitioner's prayer for anticipatory bail is allowed.

8. Accordingly, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from today, 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 Judicial Magistrate Ist Class, Vaishali at Hajipur in connection with Jandaha P.S. Case No. 99 of 2023, subject to the conditions as laid down in Section 438(2) of the Code of Criminal



Procedure as also subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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