

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71409 of 2022

Arising Out of PS. Case No.-55 Year-2021 Thana- MAHNAR District- Vaishali

Niraj Paswan Son of Late Ganesh Paswan R/O Village- Harpur Fatikwara,
P.S.- Mahnar, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 17-03-2023 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Mahnar
P.S. Case No. 55 of 2021 registered for the offence under
Sections 304(B), 201 and 120(B) of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 28.02.2022.

The allegation against the petitioner, who is brother-
in-law (*Bhaisur*) of the deceased, is to cause death of daughter
of informant alongwith other family members due to non-
fulfillment of demand of dowry, as raised for a motorcycle.



Learned counsel appearing on behalf of the petitioner submitted that the petitioner is brother-in-law (Bhaisur) of the deceased. It is further submitted that petitioner living separately with deceased and her husband and having no connection with their daily and domestic affairs. It is also submitted that the thrust of allegation is available against husband of the deceased, who is in custody. It is also submitted that cousin father-in-law and mother-in-law were admitted to bail by one of the learned Co-ordinate Bench of this Court through Cr. Misc. No. 66939 of 2021 vide order dated 20.07.2022. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, and by taking note of the fact that the petitioner is in-laws (brother-in-law) of the deceased, living separately and who is a man of clean antecedent, coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Mahnar P.S. Case No. 55 of 2021 on furnishing bail bond of Rs.10,000/-



(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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