

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28384 of 2024

Arising Out of PS. Case No.-158 Year-2023 Thana- KALYANPUR District- East Champaran

Dinku Kumar Son of Gopal Mahto Resident of Village - Parsauni Wazid,
Police Station - Kalyanpur, District - East Champaran at Motihari

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Karandeep Kumar

For the Opposite Party/s : Mr.J.N. Thakur, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 22-11-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections- 304(B)/34 of the Indian
Penal Code.

3. The allegation against the petitioner is that he and
his family members committed dowry death of the deceased for
non-fulfillment of demand of dowry. The petitioner is husband
of the deceased. The marriage of the petitioner with the victim
(deceased) was solemnized on 11.05.2022.

4. At the very outset, learned counsel for the petitioner
has submitted that the material witnesses including the sister-in-
law, mother and brother of the deceased have not supported the
prosecution case and they have turned hostile. At the time of



argument, learned counsel for the petitioner has submitted the xerox copy of certified copy of depositions of PW-1 Anwat Mahto, who is brother of the deceased, PW-2 Lakhiya Devi mother of the deceased and PW-3 Sanju Devi PW-3 sister-in-law of the deceased. All these three witnesses did not support the prosecution case and they have turned hostile.

5. Learned APP has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances, let the petitioner named above, 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 learned Additional Sessions Judge-13, East Champaran at Motihari in connection with Kalyanpur P.S. Case No. 158 of 2023 with condition that **the petitioner will appear in the court below on each and every date fixed in the case and if, he fails to do so on two consecutive dates unless he is prevented by extremely adverse circumstances, the learned court below shall be at liberty to cancel the bail bonds of the petitioner.**

(Nawneet Kumar Pandey, J)

Nirmal/-

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

