

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16388 of 2025

Arising Out of PS. Case No.-542 Year-2024 Thana- KANTI District- Muzaffarpur

Deepak Chaudhary @ Deepak Kumar @ Dipak Chaudhary Son of Late
Ganesh Chaudhary Resident of Village- Vishunpur Pandey, P.S.- Meenapur,
Distt.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

4 22-05-2025 Heard learned Counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Kanti P.S. Case No. 542 of 2024 registered for the offences punishable u/s 103, 238, 61(2) of the B.N.S.

3. As per the prosecution case, the daughter of the informant was married to the co-accused Dinesh Choudhary in the year 2014 and subsequently the accused persons started demanding dowry. On 08.10.2024, the informant got an information that the accused persons have committed murder of her daughter due to non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the petitioner has no concern with the alleged incident. It is next submitted that there is no specific allegation against the petitioner barring the fact that he was present at the time of cremation of the daughter of the informant. It is also submitted that the husband and mother-in-law of the deceased have been granted anticipatory bail by the learned Court below vide order dated 18.03.2025 passed in ABP No. 642 of 2025. It is lastly submitted that the petitioner has clean criminal antecedent and is in custody since 10.10.2024.

5. Learned APP for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid submissions of the parties and taking into account the fact that the husband and mother-in-law of the deceased have been granted anticipatory bail by the learned Court below and also considering the period of custody, let the petitioner above-named, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Muzaffarpur, in connection with Kanti P.S. Case No. 542 of 2024, subject to the following conditions:-



(i) One of the bailors will be close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be canceled by the Court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution will be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. The application stands allowed.

(Sourendra Pandey, J)

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