

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44108 of 2025

Arising Out of PS. Case No.-518 Year-2022 Thana- TAJPUR District- Samastipur

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Rahul Kumar S/o Ramanand Ray Vill.- Chaklalshahi, PS- Tajpur (Halai O.P.),
Distt.- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prince Kumar Mishra, Advocate

For the Opposite Party/s : Mrs. Shaheen Begum, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 01-07-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Tajpur
(Halai O.P) P.S. Case No. 518 of 2022 instituted for the offences
under Sections 304B, 34 of the Indian Penal Code.

3. Earlier vide orders dated 05.12.2023 and 20.11.2024
passed in Cr. Misc. No. 55059 of 2023 and Cr. Misc. No. 70449
of 2024 respectively, the prayer for grant of bail to the petitioner
was rejected twice.

4. Prosecution case, in short, is that the petitioner
along with the family members tortured and killed the deceased
for the non-fulfillment of demand of dowry.

5. Learned counsel for the petitioner mainly submitted



that the petitioner has been languishing in jail since 16.05.2023 and there is no significant progress in the trial. Learned counsel further submitted that case is pending for recording of evidence of investigating officer and doctor for the last several months. Learned counsel further submitted that for the last more than six months, not a single witness has been examined and there is no likelihood of conclusion of trial in near future and therefore, petitioner may be released on bail. Learned counsel further submitted that there is general and omnibus allegation against the petitioner. Learned counsel further submitted that deceased died natural death and he never tortured or killed the deceased and never demanded any dowry. It has been submitted on behalf of the petitioner that the petitioner has no criminal antecedent.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, there being no significant progress in the trial as also the long incarceration of the petitioner, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Tajpur (Halai O.P)
P.S. Case No. 518 of 2022, subject to the following conditions:

(I) One of the bailors shall be own/close member of
the family of the petitioner.

(II) The petitioner shall appear on each and every date
fixed at the trial. In case of default in such appearance on two
consecutive dates, the Trial Court will have liberty to cancel the
bail bonds of the petitioner.

(III) If the petitioner tampers with the evidence or the
witnesses, in that case, the prosecution will be at liberty to move
for cancellation of bail.

(Rudra Prakash Mishra, J)

Alok Verma/-

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