

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61252 of 2024

Arising Out of PS. Case No.-274 Year-2022 Thana- HAJIPUR SADAR District- Vaishali

Vishnudayal Paswan, aged about 63 years, Male Son of Dasai Paswan, R/O
Vill.- Chaknaur Gadai Sarai, Ward no. - 10 P.s.- Sadar Hajipur District -
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajiv Ranjan Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Bishweshwar Ram, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 10-01-2025 Heard Mr. Rajiv Ranjan Kumar Pandey, learned
counsel appearing on behalf of the petitioner and Mr.
Bishweshwar Ram, learned APP for the State.

2. Petitioner seeks regular bail in connection with
Sadar Hajipur P.S. Case No. 274 of 2022 registered for offences
punishable under Sections 498-A, 304-B r/w 34 of the Indian
Penal Code and Section 3/4 of the Dowry Prohibition Act.

3. As per the allegation made in the FIR, petitioner
along with other family members had killed the daughter of the
informant due to non-fulfillment of demand of dowry.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and he has falsely
been implicated in the present case. Learned counsel further



submitted that petitioner is father-in-law of the deceased and on the alleged date of occurrence, the petitioner was in Karnataka where he works and in this regard, he has made specific statement in paragraph no. 7 of the bail application. Husband of the deceased namely, Sunil Kumar Paswan, has already been released on bail by a co-ordinate Bench of this Court vide order dated 30.10.2023 passed in Criminal Miscellaneous No. 45469 of 2023. Petitioner is in custody since 28.03.2024. On these grounds, petitioner seeks to be released on bail.

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

6. Considering the facts and circumstances of the case, as well as, nature of allegation made in the FIR against the petitioner, the learned District Court is directed to release the petitioner, above named, on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Sadar Hajipur P.S. Case No. 274 of 2022 subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court



concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

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

(iv) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

(v) The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

Niraj/-

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

