

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37069 of 2014

Arising Out of PS.Case No. -96 Year- 2014 Thana -JHANJHARPUR District- -

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Rajesh Mandal S/o Ram Kishun Mandal Resident of Village Chanaura
Goth, P.S. Jhanjharpur, District Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 27-01-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner, being husband of the deceased, is in jail
custody since 05-07-2014 in a case registered under Section-
304(B), 120(B) of the Indian Penal Code.

Although in the first information report, there is
allegation that this petitioner along with his family members used
to make demand of dowry and also used to torture the deceased
but it has been admitted in the first information report that at the
time of alleged occurrence, the petitioner was in Delhi and the
above-said statements have been stated by almost all the witnesses
in course of investigation. Moreover, I find that in course of
investigation, the witnesses stated that mother-in-law of the

deceased had illicit relationship with one Arun Choudhary, who used to tease and torture the deceased. Furthermore, I find from perusal of paragraph-59 of the case diary that the doctor, who conducted the postmortem examination on the corpus of the deceased, could not give any specific opinion, regarding the death of the deceased and he kept the viscera reserved.

Taking into consideration the aforesaid facts and circumstances as well as submission of the parties, 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 in connection with Jhanjharpur P.S. Case No. 96 of 2014 to the satisfaction of Additional Chief Judicial Magistrate, Jhanjharpur.

A.K.V./-

(Hemant Kumar Srivastava, J)

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