

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39881 of 2014

Arising Out of PS.Case No. -28 Year- 2014 Thana -RASULPUR District- SARAN

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Ram Ishwar Mahto Son of Lal Chand Mahto Resident of Village -
Jamanpura, P.O. AND P.S. - Rasulpur, District - Saran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Tiwary

For the State : Mr. Durgesh Nandan(App)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

3 14-01-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State of
Bihar.

The petitioner is the elder brother of the husband of the
deceased (*Bhaisur*) and seeks bail in a case registered for the
offence punishable under Sections 304-B/34 of the Indian Penal
Code.

As per the prosecution case, the in-laws of the deceased
used to demand dowry. Allegedly, in-laws including her husband,
father-in-law and the present petitioner killed her on 20.05.2014.
Learned counsel for the petitioner has submitted that there is no
specific allegation against this petitioner of demand of dowry
immediately before the death of the deceased. He further submits
that the post-mortem report does not support the prosecution story.

Be that as it may, in view of the submission, which is apparent from the First Information Report also that there is no specific allegation against this petitioner of having made any demand of dowry immediately before the death of the deceased, let the petitioner Ram Ishwar Mahto be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chapra in connection with Rasulpur P.S. Case No. 28 of 2014.

(Chakradhari Sharan Singh, J.)

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