

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28127 of 2015

Arising Out of PS.Case No. -39 Year- 2014 Thana -KARAHGAR District- SASARAM (ROHTAS)

Dabloo Sah @ Meraj Sah S/o Nasim Sah R/o Village Dhansi, P.S. Karghar,
District Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Sanjay Sinha

For the Opposite Party : Mr. Md.Arif (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 30-09-2015 Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Section 304(B) of the Indian Penal Code.

It is alleged by the informant that sister Mosima
Khatoon was killed by the petitioner and other co-accused for
demand of cash of Rs.1,00000/- and a motorcycle as dowry.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. Petitioner is said to
have been made accused due to mistake of fact. The present case
is said to have been instituted after forty days of the occurrence by
the brother of the deceased as to when the mother of the deceased
had filed a U.D. case bearing no.01 of 2014 on 05.01.2014 (on the
day of occurrence itself) where she has stated that the deceased

had died due to accidental fire. The same U.D. case is Annexure-5 to the present application.

On behalf of the State, it has been submitted that the petitioner is the husband of the deceased.

Considering the aforesaid facts and circumstances and taking into account the U.D. case has been instituted by the mother of the deceased, let the above named petitioner, in the event of his arrest or surrender in the court below within a period of four weeks, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Rohtas in connection with Karghar P.S.Case No.39 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sudhir Singh, J)

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