

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39438 of 2015

Arising out of PS.Case No. -68 Year- 2014 Thana -NAVHATTA District- SASARAM (ROHTAS)

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Ram Prit Thakur @ Ram Prit Sharma @ Premchand Sharma @ Premchand Thakur @ Thakur, S/o Late Chandradev Thakur, resident of Village - Barki, P.S. Nauhatta, District - Rohtas.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Bhaskar Shankar, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-09-2015 Heard learned counsel for the petitioner and learned counsel
for the State

The petitioner is apprehending his arrest in connection with Nauhatta P.S. Case No. 68 of 2014 for the offences instituted under Sections 304(B), 201/34 of the IPC and ¾ of the D.P. Act.

The prosecution story, in brief, is that the informant performed the marriage of his daughter, namely, Khushbu Kumari, with accused Rakesh Sharma but his daughter was being harassed over dowry demand since after marriage. Whereupon he had called his daughter to his house and subsequently performed his Bidai on 27.10.2014 giving some gifts. On 30.12.2014 at about 1.57 P.M. Rakesh Sharma informed him about death of his daughter due to colic pain. On the said information when he arrived at the marital house of his daughter he found the dead

body of his daughter cremated by the accused persons. He has alleged that the accused persons have committed the murder of his daughter for dowry demand.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. It is further submitted that the petitioner is the father-in-law of the deceased. He has been made accused due to mistake of fact. The petitioner is separate in mess and property from the husband of the deceased. Vide Annexure-2, the husband of the deceased has been acquitted by the learned trial court vide Sessions Trial No. 238/2015.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of four weeks from today in connection with Nauhatta P.S. Case No. 68/2014 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Dehri, Rohtas, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)