

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36656 of 2014

Arising Out of PS.Case No. -93 Year- 2013 Thana -RAMGARHWA District-
EASTCHAMPARAN(MOTIHARI)

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1. Sadare Alam Son of Late Sk. Sagir resident of village- Adhkaparia,
P.S.- Ramgarhwa, District- West Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Aditya Nath Jha

For the Opposite Party : Mr. Abhay Kumar 1(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 02-03-2015 Petitioner is languishing in custody since
24.06.2014 in a case registered for the offences punishable
under Sections 302, 201/34 of the I.P.C.

It is alleged that informant's daughter
Budhiya Khatoon was married with the petitioner about 10-12
years prior to the occurrence. Due to the torture inflicted by the
first wife of the petitioner Budhiya Khatoon started residing
separately. Subsequently Budhiya Khatoon filed a case for
maintenance in which the petitioner was directed to make
payment of maintenance amount. Petitioner did not make
payment of the maintenance amount for few months which was
complained by Budhiya Khatoon to her father. Subsequently
the dead body of Budhiya Khatoon was found packed in a
gunny bag.

It is submitted by learned counsel for the

petitioner that admittedly Budhiya Khatoon was residing separately and she developed some relationships with other people. There is no eye witness to the occurrence and only on suspicion the accusation has been levelled. This fact has not been controverted by learned A.P.P after going through the case diary that there is no eye witness to the occurrence.

Considering the fact that investigation has concluded, let the petitioner, above named, 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 Sub-Divisional Judicial Magistrate, Raxaul at Motihari in connection with Ramgarhwa P.S. Case No. 93 of 2013.

(Dinesh Kumar Singh, J)

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