

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43549 of 2014

Arising Out of PS.Case No. -78 Year- 2014 Thana -AJAMNAGAR District- KATIHAR

1. Binod Tiwari S/o Sri Chhiteshwar Nath Tiwari Resident of Village-
Kandol, P.S.-Azam Nagar, District-Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Raghvendra Kumar Singh

For the Opposite Party/s : Mr. Nirmala Kumari (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 18-02-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Originally, the case was instituted under section 304B
of the Indian Penal Code but after completion of investigation
police submitted charge sheet under section 302,328 and 498A of
the Indian Penal Code against the petitioner, who happens to be
husband of the deceased.

In course of investigation, the statement of son of the
deceased was recorded and the aforesaid witness stated that prior
to alleged occurrence the deceased was beaten by the petitioner
and thereafter she committed suicide. Furthermore, para-10 of the
case diary reveals that some poisoness substance was also seized

near the stair of the house of the petitioner and the cause of death of the deceased could not be ascertained in course of post mortem examination and the opinion regarding the cause of death was kept reserved till receipt of the Viscera report.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Katihar in connection with Azam Nagar P.S.Case No. 78 of 2014.

(Hemant Kumar Srivastava, J)

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