

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8844 of 2015

Arising Out of PS.Case No. -37 Year- 2014 Thana -SIDHWALIA District- GOPALGANJ

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Rajiv Kumar Singh S/o Late Raghunath Singh Resident of village - Gangwa
Post Office - Sidhwalia Police Station - Sidhwalia District - Gopalganj.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mishra

For the Opposite Party/s : Mr. Anil Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 10-04-2015 Heard the learned counsel for the petitioner as well as

the learned A.P.P.

The petitioner seeks bail in a case for the offences
punishable under sections 328, 302, 201 and 34 of the I.P.C

Allegedly, Punam Devi, daughter of the informant
was married with the petitioner in the year 1999 and out of the
wedlock two female children have been born and due to that
daughter of the informant was being tortured and by administering
poison she was killed and further her dead body was also
cremated.

Submission is of false implication and that no such
occurrence has taken place. Wife of the petitioner was ill and she
was suffering from several ailments. She was treated by the doctor
but she was not saved. The informant and his family members

have attended the funeral ceremony but thereafter the informant lodged this false case after two days. The two minor daughters of the deceased have stated in their statements recorded under section 164 Cr.P.C. that their mother was brought to the hospital due to illness and during treatment she died and there was no cruelty in the house and they want to live with their father and uncle.

The learned A.P.P. after going through the statements recorded under section 164 Cr.P.C. vide Annexures- 2 and 3 does not oppose prayer for bail.

In the facts and circumstances as stated above, the petitioner is directed to 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 .J.M. 1st Class, Gopalganj in Sidhwalia P.S. Case No. 37 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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