

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.40792 of 2015

Arising out of PS.Case No. -232 Year- 2014 Thana -MANER District- PATNA

Pinku Kumar @ Pawan @ Pintu Kumar @ Pawan Singh, S/o Vijay Singh,
resident of Village - Sikandarpur, P.S. - Maner, Dist. - Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner : Mr. Ramakant Sharma, Sr. Advocate.

For the Opposite Party : Mr. Smt. Anita Kumari (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 14-10-2015 Heard learned senior counsel for the petitioner and
learned counsel for the State

The petitioner is languishing in custody since 12.12.2014
in connection with Maner P.S. Case No. 232 of 2014 for the
offences instituted under Section 302/34 of the IPC., but the
charge sheet has been submitted under Section 306 of the IPC.

The accusation is of killing the daughter of the informant
after six years of marriage.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. The petitioner is in
custody since 12.12.2014 and the charge sheet has been submitted
in the case. There is no allegation of tampering with the evidence
against the petitioner. The case was instituted for the offence

under Section 302/34 of the IPC., but subsequently charge sheet has been submitted under Section 306 of the IPC. The petitioner has been made accused in the present case due to mistake of fact. There is no eye witness to the occurrence nor there is any direct or indirect evidence against him.

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 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, Danapur, Patna, in connection with Maner P.S. Case No. 232 of 2014.

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(Sudhir Singh, J)