

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12719 of 2016

Arising Out of PS.Case No. -203 Year- 2015 Thana -KUCHAIKOTE District- GOPALGANJ

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CHANDRADEO RAM son of late Chokat Ram resident of village
Hembardaha P.S. Kuchaikote Dist. Gopalganj

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Pandey

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

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 28.03.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner being father-in-law is languishing in jail custody
since 08.12.2015 in a case registered under section 304B/34 of the
Indian Penal Code.

There is accusation against the petitioner and other accused
that they used to torture the deceased due to non-fulfillment of dowry
demand and subsequently, deceased was burnt to death but it has not
been mentioned in the written report as to when marriage of the
deceased was solemnized and as to whether she died within seven
years of marriage or not but in spite of that police registered case
under section 304B/34 of the Indian Penal Code.

Learned Addl. Sessions Judge I, Gopalganj has also not
mentioned year of marriage of the deceased.

Moreover, submission on behalf of the petitioner is that
deceased was caught in fire accidentally while she was cooking meal

and later on, when informant came to know about real fact, he filed a petition before CJM exonerating the petitioner and others accused from the charges.

Considering the aforesaid facts and circumstances as well as submissions of the parties, particularly, keeping in mind that the petitioner happens to be father-in-law and husband of the deceased has already surrendered before the court below, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gopalganj in Kuchaikote P.S. Case no. 203/2015.

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(Hemant Kumar Srivastava,J)

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