

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10429 of 2016

Arising Out of PS.Case No. -287 Year- 2015 Thana -GARKHA District- SARAN

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1. Subhash Rai S/o Late Bhuan Rai resident of Village- Maricha, P.S.-
Garkha, District- Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. A.M.P.Mehta(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 04-03-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner happens to be father in law of the deceased
and is languishing in jail custody since 06.11.2015 in a case
registered for the offences punishable under Sections 304B,
201/34 of the Indian Penal Code.

No doubt, there is presumption of dowry death under
Section 304B of the Indian Penal Code but admittedly, the dead
body has not been recovered and no specific overt-act has been
attributed against the petitioner.

Considering the aforesaid facts and circumstances as
well as submissions of the parties, let the petitioner be released on
bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with

two sureties of the like amount each to the satisfaction of Chief
Judicial Magistrate, Saran at Chapra in connection with Garkha
P.S. Case No. 287 of 2015.

(Hemant Kumar Srivastava, J)

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