

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.13688 of 2016**

Arising Out of PS.Case No. -164 Year- 2015 Thana -ASHTHWAN District- NALANDA  
(BIHARSHARIFF)

=====

Mahesh Ram, S/o Late Ashok Ram, Resident of village- Asthawan, P.S.-  
Asthawan, District- Nalanda.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

=====

**Appearance :**

For the Petitioner/s : Mr. Premchandra Yadav

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

=====

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR**  
**MISHRA**

ORAL ORDER

2      22-04-2016                      Heard learned counsel for the petitioner and the  
  
learned A.P.P. for the State.

The petitioner is accused in connection with  
  
Asthawan P.S. Case No. 164 of 2015, registered under Section  
  
302/34 of the Indian Penal Code.

The accusation is of killing of Babita Devi, daughter  
  
of the informant by her three brother-in-laws including the  
  
petitioner by pressing her neck as her husband used to reside  
  
outside and she was being abused usually.

Learned counsel for the petitioner submits that  
  
informant,who is the father of the deceased, is not an eye witness  
  
of the occurrence. Moreover, in course of investigation some  
  
witnesses have stated before the Police that the deceased had

committed suicide by hanging herself. The Police has already submitted chargesheet under Section 306 of the Indian Penal Code. Further submission is that similarly situated co-accused Mahendra Ram has already been granted privilege of bail by a co-ordinate Bench of this Court vide order dated 10.03.2016 passed in Criminal Misc. No. 11167 of 2016.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Asthawan P.S. Case No. 164 of 2015.

**(Rajendra Kumar Mishra, J)**

manish/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|