

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22682 of 2016

Arising Out of PS.Case No. -131 Year- 2013 Thana -JAMALPUR District- DARBHANGA

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Panchu Rai @ Paanchu Rai Son of Sukan Rai, resident of village-
Raghunathpur, Police Station- Jamalpur and District- Darbhanga.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2, Advocate

For the Opposite Party/s : Mr. Akbar Ali, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 23-08-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 304(B) and 201/34 of the Indian Penal
Code.

The prosecution case, in brief, is that the informant's
sister, namely, Deosundari Devi was married with one Panchu Rai
i.e. the petitioner. Her sister was issueless. On 10.12.2013 when
the informant went to meet her sister, then the accused persons
including the petitioner told him that her sister has died. After
some time he received information that his sister was killed by the
accused persons on 6.12.2013. Two months ago Panchu Rai was
demanding Rs.50,000/- as dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 26.03.2015 and the charge sheet
has been submitted in the present case. The petitioner has got no

criminal antecedent. The alleged occurrence is said to have taken place on 6.12.2013, whereas F.I.R. was instituted on 11.12.2013. Delay has not been explained by the prosecution. Witnesses in paragraphs 7, 9, 10 and 11 of the case diary have stated that the deceased was suffering from massive bleeding, for which she was taken to the doctor and subsequently died. The Government doctor has been examined in paragraph 38 of the case diary, where he has stated that there was massive bleeding due to menstrual cycle. He could not locate the pulse. Thereafter he referred her to D.M.C.H. where on the way she died.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the above named petitioner 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 learned Sub Divisional Judicial Magistrate, Biraul at Benipur, Darbhanga in connection with Jamalpur P.S. case No.131 of 2013.

(Sudhir Singh, J)

Narendra/-

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