

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21944 of 2016

Arising Out of PS.Case No. -56 Year- 2015 Thana -PANCHRUKHI District- SIWAN

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1. Ramraj Mahto Son of Bacha Mahto, Resident of Village- Madhwapur,
Police Station- G.B. Nagar, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad

For the Opposite Party/s : Mrs. Meena Singh(App)

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 19-05-2016 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody since 17.12.2015 in
connection with Pachrukhi (G.B.Nagar) P.S. Case No. 56 of
2015 for the alleged offences under Sections 304(B), 201 and
34 of the Indian Penal Code.

3. It is submitted that the petitioner aged about 68
years is the father-in-law of the deceased has been falsely
implicated as the victim was suffering from tuberculosis and
had died as a result thereof. The FIR has been instituted after
a delay of three days on 17.03.2015 for the alleged occurrence
of 14.03.2015 without adequate explanation. It is further
submitted that the deceased was married with the petitioner's

son on 08.05.2007 and the alleged occurrence of 14.03.2015 transpired after almost eight years since the marriage and as such the offence under Section 304(B) is not made out.

4. Having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M VII, Siwan in connection with Pachrukhi (G.B.Nagar) P.S. Case No. 56 of 2015.

(Vikash Jain, J)

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