

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29505 of 2016

Arising Out of PS.Case No. -62 Year- 2016 Thana -GOVINDGANJ District-
EASTCHAMPARAN(MOTIHARI)

=====

Bhola Ram, Son of Deo Dhari Ram, Resident of Village- Mananpur,
Harizan Toli, P.O. + P.S.- Govindganj, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 20-09-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Sections 452, 376, 511 and 304 of the Indian Penal Code.

Allegation against the petitioner is that he tried to commit
rape with wife of the informant.

It has been submitted on behalf of the petitioner that he is
in custody since 4.3.2016. Chargesheet has been submitted
against the petitioner. He has got no criminal antecedent. No
allegation of tampering of witnesses is alleged against the
petitioner. Allegation is of attempt to commit rape. After four
days of the alleged occurrence the victim is said to have died.
There is no external or internal injury found on the body of the
deceased as per the post mortem examination report. After
investigation Chargesheet has been submitted under Section 304
of the Indian Penal Code along with allied sections. The viscera
report does not indicate that it is a case of poisoning. In paras-29
and 32 of the case diary it has been stated that the deceased died
due to illness.

On behalf of the State, it is submitted that 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 only) with two sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate-I, Motihari, in connection with Govindganj P.S. Case no. 62 of 2016.

The Forensic Science Laboratory report has been received. The same may be returned to the Director, Forensic Science Laboratory, Muzaffarpur, under the sealed cover.

(Sudhir Singh, J)

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