

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25144 of 2016

Arising Out of PS.Case No. -1094 Year- 2015 Thana -AHIAPUR District- MUZAFFARPUR

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Durgesh Sinha @ Durgesh Kumar Sinha Son of Ashok Kumar Sinha,
Resident of Village + Police Station- Nokha, District- Sasaram. At present
Kolhua Paigambarpur, P.S. Ahiyapur, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Poonam Kumari Jha, Advocate

For the Opposite Party/s : Mr. C. Jawahar, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 23-08-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Section 304B/34 of the Indian Penal Code.

The prosecution case, in brief, is that the informant's
daughter was married with petitioner in the year 2013. After
marriage the accused persons including the petitioner started
demanding dowry from her and tortured physically and mentally
both, for which a panchayati was also held but to no avail. On
2.12.2015 the informant received a telephonic message that the
accused persons had murdered his daughter.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 2.12.2015 and the charge sheet
has been submitted in the present case. The petitioner has got no

criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. From perusal of paragraphs 16, 17, 18 and 19 of the case diary, it is evident that the deceased was not feeling well and due to illness she had died. From perusal of the postmortem report, it is evident that no external injury was found on the body of the deceased.

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 Chief Judicial Magistrate, Muzaffarpur in connection with Ahiyapur P.S. case No.1094 of 2015.

(Sudhir Singh, J)

Narendra/-

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