

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30278 of 2016

Arising Out of PS.Case No. -203 Year- 2015 Thana -KUCHAIKOTE District- GOPALGANJ

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Ashok Ram Son of Sri Chandradeo Ram, resident of village-Hem
Bardaha,P.S. - Kuchaikote, District-Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar
2. Gamha Ram S/o late Kauleshwar Ram, R/o village Kala Matihiniya
Naya Basinda Salehpur Bandh, P.S. Bishambharpur, Distt. Gopalganj

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Amrendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 05-12-2016 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case instituted for the
offences under Sections 304(B)/34 of the I.P.C.

Allegation is that the accused persons including the
petitioner killed the daughter of the informant due to non-
fulfilment of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 8.3.2016 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. The petitioner has falsely



been implicated in the present case. Vide Annexure-3 series to the present application a petition has been filed in the court below, where the informant has retracted from his earlier statement made in the F.I.R.

On behalf of the State and the learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R. and he is the husband of the deceased. The counsel for the informant accepts the petition filed by him in the court below vide Annexure-3 series, where he has stated that the case was instituted due to mistake of fact.

Considering the aforesaid facts and circumstances, it is directed that the petitioner above named 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 C.J.M., Gopalganj in connection with Kuchaikote P.S. case No.203 of 2015.

(Sudhir Singh, J)

Narendra/-

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