

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42336 of 2016

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1. Ashok Sah S/o Satyanarayan Sah resident of village - Harsinghpur, P.S.
 Runni Saidpur, District - Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kumar

For the Opposite Party/s Mr. Harendra Prasad

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

06/ 19.12.2016 Heard learned counsel for the petitioner as well as learned

Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 302,
 328/34 of the Indian Penal Code.

Petitioner happens to be husband of the deceased and
 admittedly, deceased died in other than normal condition. However,
 prior to registration of the present case, fardbeyan of the informant
 was recorded by the police on 16.4.2015 in which she accepted that
 her daughter was leading her married life happily and peacefully with
 the petitioner. Subsequently, she filed complaint case on 6.5.2015
 which was sent to the concerned police station for registration of the
 FIR and thereafter, present case was lodged.

In course of investigation of the present case, some
 witnesses stated that petitioner had affair with a woman and that was
 the reason, deceased committed suicide. However, police, after due
 investigation, submitted charge sheet for the offence punishable under



section 306 of the Indian Penal Code.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Sitamarhi in Runni Saidpur P.S. Case no. 363/2015.

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(Hemant Kumar Srivastava,J)

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