

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43403 of 2016

Arising Out of PS.Case No. -358 Year- 2014 Thana -KANKARBAGH District- PATNA

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Suraj Kumar, S/o Sunil Prasad, R/o Mohalla Saristabad (Bishunpur Pakari)
Near Radhey Kishore Mandir, P.S. Beur, District-Patna

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sharma

For the Opposite Party/s : Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL ORDER

2 05-10-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with

Kankarbagh P.S. Case No. 358 of 2014, registered under

Sections 304(B) and 328/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that

admittedly the petitioner is the husband of the deceased,

daughter of the informant. The petitioner performed love

marriage with the deceased in a temple. It would also appear

from the F.I.R. that on the alleged date of occurrence, this

petitioner had gone to his Sasural, house of the informant, where

petitioner and his wife (deceased) after taking dinner slept in the

room, but petitioner was not apprehended by the informant and

her family members. In fact, due to love marriage of the petitioner with the deceased daughter of the informant her Mayaka people was annoyed and due to that reason, poison was administered to her in her Mayka and with ulterior motive, the petitioner has falsely been implicated in this case with false allegation. While the prayer for bail of the petitioner was rejected on 01.10.2015, but this fact was not brought in the notice of the Court. The petitioner is in custody since 23.08.2014.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge-IX, Patna in connection with Kankar Bagh P.S. Case No. 358 of 2014.

(Rajendra Kumar Mishra, J)

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