

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5134 of 2016

Arising Out of PS.Case No. -397 Year- 2015 Thana -PIRO District- BHOJPUR

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Birendra Kumar @ Birendra Singh, Son of Ram Bechan Singh, Resident of
Village - Nirbhaya Dihra, Police Station - Piro, District – Bhojpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Baxi S.R.P. Sinha, Sr. Advocate

For the Opposite Party/s : Mr. Renuka Ratnakar, APP

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

2 30-03-2016 Heard Mr. Baxi S.R.P. Sinha, learned Senior Counsel
appearing for the petitioner and learned counsel for the State.

The petitioner apprehends his arrest in connection with
Piro P.S. Case No.397 of 2015 for offences punishable under
sections 306/304(B) of the Indian Penal Code.

Mr. Sinha, learned counsel appearing for the petitioner
with reference to the FIR present at Annexure-1 submits that
there is no dispute that the deceased was staying with her uncle
and has consumed poison on her own choice. He submits that
the petitioner was also not present at the place of occurrence. He
further submits that in the nature of the allegations present, no
case under section 304(B) is made out.

Having heard learned counsel for the parties and
considering the nature of allegations set out, let the petitioner in

the event of his arrest/surrender within four weeks from today be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara in connection with P.S. Case No. 397 of 2015 subject to the conditions as laid down under section438(2) of the Code of Criminal Procedure.

(Jyoti Saran, J)

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