

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28055 of 2016**

Arising Out of PS.Case No. -104 Year- 2015 Thana -BARGANIA District- SITAMARHI

=====

Sunil Das Son of Ram Chandra Das Resident of village - Masaha Alam,  
Police Station Baирgania, District - Sitamarhi

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Md. Fahimuddin

=====

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR**  
**MISHRA**  
ORAL ORDER

2      15-07-2016                      Heard learned counsel for the petitioner and learned  
  
counsel for the State.

Petitioner is accused in connection with Baирgania  
P.S. Case No. 104 of 2015 registered under Sections 304(B),  
120(B) and 201/34 of the I.P.C.

The accusation is of killing of the daughter of the  
informant by her husband due to non-fulfillment of the demand of  
dowry.

Learned counsel appearing on behalf of the petitioner  
submits that it would appear from the Complaint Case No. 785 of  
2015 that the occurrence is said to be of 12.05.2015 and the  
Complaint Petition was filed on 22.05.2015 on which basis the  
F.I.R. was lodged under sections 304(B)/120(b)/201/34 of the

I.P.C. on 11.06.2015. In fact, the deceased, wife of the petitioner, died due to natural death on account of stomach pain and the informant had participated in the funeral ceremony on information, but later on, due to ulterior motive, he lodged the Complaint Case. Moreover, after realizing the mistake, the informant had filed an application before the Officer-in-Charge to this effect. Further it is submitted that petitioner is in custody since 13.05.2016.

Having considered the facts and circumstances of the case, 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 C.J.M., Sitamarhi in connection with Bairstania P.S. Case No.104 of 2015. Out of two sureties, one surety must be parents or close relatives of the petitioner.

**(Rajendra Kumar Mishra, J)**

Shail/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|