

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35499 of 2016

Arising Out of PS.Case No. -366 Year- 2015 Thana -SAMASTIPUR MUFFASIL District-
SAMASTIPUR

=====

1. Md. Samad @ Chhote S/o Md. Islam Resdent of Village Ganohar
Nawada; P.S. Muffasil, Distt Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad

For the Opposite Party/s : Mr. Sri Binod Kumar 2

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 24-10-2016 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under
Sections 328,304(B)/34 of the Indian Penal Code in which
cognizance has been taken under Section 302/34 of the Indian
penal Code.

The allegation against the petitioner and other co-
accused is of killing the sister of the informant by administering
poison for non fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 16.12.2015. Charge sheet has been
submitted in this case. The petitioner has got no criminal
antecedent. There is no allegation of tampering with the witnesses
alleged against the petitioner. The petitioner has falsely been

implicated in the present case. There is no eye witness to the alleged occurrence. The alleged occurrence has taken place after eight years of the marriage. The witnesses in paras 27, 28 and 29 of the case diary have stated that the deceased has committed suicide.

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the facts and circumstances of the case, let, 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 learned Sessions Judge, Samastipur in connection with Muffasil P.S.Case No. 366 of 2015 (S.T.No. 342/16).

(Sudhir Singh, J)

singh/-

U		T	
---	--	---	--