

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30131 of 2016

Arising Out of PS.Case No. -2 Year- 2016 Thana -TARABARI District- ARRARIA

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Pinku Paswas @ Pinku Paswan, son of Mahendra Paswan, Resident of
village- Khamgara tola, Majhua, P.S.- Tarabari, Dist- Araria

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh

For the Opposite Party/s : Mr. Ahmad Ali

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 04-10-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner is in jail custody since 02.02.2016 in a
case, initially, registered for the offences punishable under
Sections 376, 302/34 of the Indian Penal Code but after
investigation, police submitted charge sheet for the offences
punishable under Sections 302/34 of the Indian Penal Code.

In the first information report, the informant levelled
allegation against the petitioner that petitioner wanted to establish
physical relation with deceased and on the alleged date of
occurrence, he having entered into the room of deceased made
attempt to commit rape on her and when deceased raised alarm,
her in laws came there and with the help of petitioner they

committed the murder of the deceased but in course of investigation, it came to light that deceased had illicit relation with petitioner which caused annoyance to her in laws as a result whereof she was killed by her in laws.

Petitioner happens to be cousin brother in law of the deceased and the allegation of rape has been found untrue by the investigating officer in course of investigation.

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/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Raghubansh Narayan, A.C.J.M. III, Araria in connection with Tarabari P.S. Case No. 02 of 2016.

(Hemant Kumar Srivastava, J)

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