

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5559 of 2017

Arising Out of PS.Case No. -162 Year- 2011 Thana -BAHERA District- DARBHANGA

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Manoj Kumar Sahu @ Manoj Kumar Sah, S/o Late Mahabeer Sahu R/o
Mohalla/Vill-Dhobgama, P.S.-Keuti District-Darbhanga

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kedar Jha

For the Opposite Party/s : Mr. Sri Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 07-02-2017 The petitioner seeks regular bail in connection with

Bahera P.S. Case No. 162 of 2011, instituted for the offences

punishable under Sections 498A, 328, 302, 120(B)/34 of the

Indian Penal Code.

The informant of this case is the mother of the deceased.

In her written statement, she has stated that on 25.07.2011 her

daughter was on fast. When she slept at the roof of her house, her

husband (this petitioner) gave a call and asked her to drink

Gangajal. The daughter of the informant, accordingly, consumed

Gangajal, thereafter she died.

Learned counsel for the petitioner submits that his wife

was residing at her Maika as she was not willing to live with her

husband and the petitioner in compelling circumstance filed a

divorce petition. In autopsy report, the doctor has found



ingredient of *salfas* which is not in a liquid form. After investigation, the police have submitted charge-sheet under Section 306. The petitioner has also filed a case against his in-law's bearing Keuti P.S. Case No. 115 of 2011 alleging that she was murdered in her Maika. The deceased was admittedly residing in her Maika since more than one year. The petitioner is in custody since 23.08.2016 having clean antecedent.

Considering the counter version of the petitioner regarding desertion for which a divorce case is pending and the fact that she died at her Maika, the prayer for bail application is allowed.

Let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge Benipur, Darbhanga in Bahera P.S. Case No. 162 of 2011.

(Sanjay Kumar, J)

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