

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54684 of 2016

Arising Out of PS.Case No. -243 Year- 2015 Thana -FALKAHA District- KATIHAR

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1. Bidya Devi W/o late Varun Sharma
2. Abhinandan Sharma S/o late Varun Sharma Both resident of Village-
Chakla Maulanagar, P.S. Pothia(Falka), District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shally Kumari, Advocate

For the Opposite Party/s : Mr. Mustaque Alam, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 16-02-2017 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners are mother-in-law and brother-in-law of
the deceased and they seek regular bail in connection with Falka
(Pothia) P.S.Case No. 243 of 2015 registered for offences
punishable under Section 304 (B)/34 of the Indian Penal Code.

It has been submitted by the learned counsel for the
petitioners that they have falsely been implicated in this case due
to village politics. There is no specific allegation against the
petitioners and their name came in the present case only on the
ground of suspicion.

Learned Additional P.P. appearing for the State



opposes the prayer for bail and submits that witnesses have supported the prosecution case Post mortem report also suggests that death caused due to Asphaxia and charge sheet has already been submitted against the accused persons.

Having considered the facts and circumstances of the case and nature of allegations, I am not inclined to allow the prayer for bail of the petitioners. Accordingly, this application is rejected

However, petitioners may renew their prayer for bail after framing of charge.

(Arvind Srivastava, J)

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