

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55414 of 2016

Arising Out of PS.Case No. -617 Year- 2015 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Md. Sajid, Son of Sheikh Mohibul, Resident of Village- Siswania, P.s.-
Banjaria, District.- East Champaran Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Md. Waliur Rahman, Adv.

For the Opposite Party : Mr. Chandrasen Prasad Singh, APP 151

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 28-01-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of anticipatory bail for
offence under Sections 302, 201, 120B and 406 of the Indian
Penal Code.

The victim, Afrida @ Dinbahari, died after eleven
years of her marriage in her matrimonial house. There is
allegation of demand of dowry and torture for the same. The
petitioner is husband.

Submission of the petitioner is that presumption of
dowry death is not there and the case diary would reveal that there
is no eye witness. In fact, the victim died of illness and just to put
wrong pressure the present case has been lodged.

The learned counsel for the State opposed the prayer.

However, perusal of the case diary would show that
no eye witness has supported the case.

Considering the aforesaid fact, the petitioner, above
named, in the event of his arrest or surrender, within four weeks
from the date of receipt of this order, be released on anticipatory
bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand)



with two sureties of the like amount each in connection with **Turkaulia P.S. Case No. 617 of 2015** to the satisfaction of the **Chief Judicial Magistrate, East Champaran at Motihari**, or successor Court, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Birendra Kumar, J)

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