

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.6439 of 2017

Arising Out of PS.Case No. -625 Year- 2015 Thana -BIHTA District- PATNA

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1. Gulab Yadav @ Sadhu, son of Babu Lal Yadav, Resident of Village-
Dalelganj, P.S.- Bihta, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Upendra Mishra

For the Opposite Party/s : Mr. Smt. Veena Kumari Jaiswal

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 13-04-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
31.07.2016 in connection with Bihta P.S. Case No. 625 of 2015
registered for the offence punishable under Section 304B/34 of the
Indian Penal Code.

The prosecution case as lodged by the informant
before the police that his niece Sonamati Devi was married with
the petitioner and after marriage, she went to her matrimonial
house, where she lived peacefully for some time, thereafter, they
demanded and tortured the deceased (sonamati Devi) for dowry
and due to non fulfillment of demand of dowry, the accused
persons killed the niece of the informant by pressing her neck.



It has been submitted by the learned counsel for the petitioner that there is no direct allegation against the husband of the deceased and there is only general and omnibus allegation. It has further been submitted that the deceased, Sonamati Devi did not like her husband and always suffering from depression, so she committed suicide. He further submits that there is no demand of dowry and the witnesses have not supported the prosecution case. He further submits that charge sheet has already been submitted, hence there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate- I, Danapur, Patna in connection with Bihta P.S.Case No. 625 of 2015.

(Nilu Agrawal, J)

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