

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22152 of 2017

Arising Out of PS.Case No. -82 Year- 2016 Thana -DARPA District-
EASTCHAMPARAN(MOTIHARI)

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1. Taiyab Khan S/o late Sageer Khan Resident of Village- Pakadiya,
Paithan, Paithan Patti, P.S. Darpa, Distt-East Champaran.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sangeet Deokuliar, Adv.

For the Opposite Party : Mr. Mustaque Alam, APP 36

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 22-06-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of regular bail for offence
under Section 304B/34 of the Indian Penal Code.

Petitioner is husband of victim, Reshma Khatoon.
Allegation is that death for dowry of Reshma Khatoon was
committed by the in-laws, including the petitioner.

Submission of the learned counsel for the petitioner
is that initially the petitioner was married with the elder sister of
the deceased and had three children. Due to illness the first wife
of the petitioner died, thereafter, to look after the children the
family members of Reshma Khatoon got her marriage with the
petitioner. His contention is that due to family dispute the victim
committed suicide and the allegation and demand of dowry and
torture has been concocted because in the background of
relationship it is highly unbelievable that there was still demand of
dowry. The petitioner is in custody since 31.01.2017. The



investigation is already complete. The petitioner is ready to cooperate with the trial. There is no allegation of tampering with the evidence.

Considering the entire facts, aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each in connection with **Darpa P.S. Case No. 82 of 2016** to the satisfaction of the **Subdivisional Judicial Magistrate, Raxaul at Motihari, East Champaran**, or successor Court with the condition that the petitioner shall fully cooperate with the trial of the case, failing which the bail bond of the petitioner shall be cancelled by the Court below itself.

(Birendra Kumar, J)

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