

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.26483 of 2017**

Arising Out of PS.Case No. -58 Year- 2016 Thana -PAKARIBARAW District- NAWADA

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Kanhai Chauhan @ Kanhaiya Chauhan, son of Late Dahu Chauhan,  
resident of Village- Barki Marhal, Police Station- Pakri Barawan, District-  
Nawadah.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Arjun Prasad, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

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**CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL**  
**ORAL ORDER**

3      14-07-2017                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since  
30.03.2017 in connection with Pakri Barawan P.S. Case No. 58  
of 2016 registered for the offence punishable under Sections  
304(B) and 201/34 of the Indian Penal Code.

The prosecution case, as lodged by the father of  
the deceased, Sonia Kumari, is that his daughter was married to  
Ram Janam Chauhan three years back and the petitioner, who is  
father-in-law along with mother-in-law and the husband used to  
torture her and due to non-fulfilment of demand of dowry, they  
have killed her by burning and cremated her.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and for the last five years, he is separate in home and hearth from the husband and the deceased and has no concern with the family affairs of the deceased and her husband. It has further been submitted that some of the witnesses have not supported the prosecution case and have stated that she got seriously injured while climbing down the stairs. He submits that charge-sheet has already been submitted and that the husband of the deceased is in custody.

However, learned A.P.P. for the State opposes the prayer for bail stating therein that the witnesses have supported the prosecution case.

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) with two sureties of the like amount each to the satisfaction of Sri Kumar Abinash, learned Judicial Magistrate 1<sup>st</sup> Class, Nawada in connection with Pakri Barawan P.S. Case No. 58 of 2016, subject to the condition that petitioner will appear before the learned Court below during



trial on each and every date and failure to appear on two consecutive dates without assigning any reason will entail cancellation of his bail bonds.

**(Nilu Agrawal, J.)**

Arjun/-

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