

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51793 of 2017

Arising Out of PS.Case No. -225 Year- 2017 Thana -MAJHAULIA District-
WESTCHAMPARAN(BETTIAH)

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Ashok Kumar Kushwaha, Son of Shiv Shankar Prasad, Resident of Village-
Ram Nagar, Bankat, Police Station-Majhauria, District-West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Bhagya Narayan Jha, Advocate

For the Opposite Party/s : Mr. Sri Matloob Rab, APP.

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

3 21-12-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Majhauria P.S. Case
No. 225 of 2017 registered under Sections 302 and 201/34 of the
Indian Penal Code.

The petitioner was annoyed over inter-caste
marriage performed by his son with the deceased. He subsequently
took the couple to his house and sent the informant outside the
house for some work and thereafter committed murder of the
deceased along with other accused person and disposed of her
dead body.

It is submitted by learned counsel for the petitioner
that the informant had performed love marriage with the deceased



and living separately with the petitioner. The petitioner is not concerned with the aforesaid occurrence. There is no eye witness of the occurrence. Witnesses in paragraphs 7, 8 and 9 have unanimously stated that the victim has herself left the house after making spat with her in-laws leaving her child in the house. The petitioner has been languishing in custody since 24.06.2017. Similarly situated co-accused Dhurendra Prasad @ Dhurendra Kumar has been enlarged on bail by a co-ordinate bench of this court in Cr. Misc. No. 52769 of 2017 vide order dated 28.11.2017.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, West Champaran in connection with Majhauria P.S. Case No. 225 of 2017.

(Prakash Chandra Jaiswal, J)

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