

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30373 of 2017

Arising Out of PS.Case No. -10 Year- 2017 Thana -CHOUTARWA District-
WESTCHAMPARAN(BETTIAH)

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Saheb Sah, son of Sita Sah, resident of Village-Patilar, Police Station-
Choutarawa, District-West Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Braj Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 25-08-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with
Choutarwa P.S. Case No. 10 of 2017 registered for the offences
punishable under Sections 304B/34 of the Indian Penal Code and
3/4 of Dowry Prohibition Act.

Petitioner is husband of the deceased and the allegation is
dowry death.

Submission of learned counsel for the petitioner is that
after giving birth to a child the deceased became seriously ill and
she fell down and received injuries and thereafter she was taken to
a local Doctor wherefrom she was referred to Bagha and on way
she died. Further submission is that the defence version has been
supported by several witness in case diary and the Doctor, who
has treated the deceased has also supported the same and he is in



custody for four months.

Heard learned APP and learned counsel for the informant, who have opposed the prayer for bail.

Having heard both sides and considering the facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Bagaha, West Champaran, in connection with Choutarwa P.S.Case No. 10 of 2017, subject to the conditions :-

- (i) One of the bailors should be a local person having sufficient immoveable properties within the jurisdiction of court concerned,
- (ii) Petitioner will co-operate in trial and will appear on each and every date fixed in the case and on failure to appear without any genuine reason or without permission of court, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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