

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6376 of 2017

Arising Out of PS.Case No. -25 Year- 2016 Thana -KHAIRA District- SARAN

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1. Ashok Prasad Son of Late Baijnath Sah, Resident of Village-Affaour,
P.S. Khaira, Distt.-Saran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Opposite Party/s : Mr. Kanhaiya Kishore

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 03-04-2017 Heard the parties.

This application is for grant of bail in connection with
Khaira P.S.(Nagara O.P.) Case No.25 of 2016 for the offence
under Sections 304(B), 201 and 34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that as a matter of
fact, she died at Muzaffarnagar and not at Chapra. She was under
treatment and due to respiratory failure, she died. The other co-
accused persons have been granted anticipatory bail.

Heard learned A.P.P. also, who has opposed the prayer for
bail, stating that it has come in the case diary that earlier also the
deceased was assaulted and tortured and for that a case was earlier
lodged and again such incident took place. The dead body of the
deceased was dispose of.



Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner at this stage, however, the petitioner is directed to make prayer before the court concerned itself after framing of the charge, who will consider entire materials available in the case diary and will pass appropriate order

With the aforesaid observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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