

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57755 of 2017

Arising Out of PS.Case No. -434 Year- 2017 Thana -SAHARSA District- SAHARSA

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1. Kishor Sharma S/o Sri Ashik Lal Sharma @ Ashik Sharma, R/o
Village- Rupnagar, Ward No.40, P.S. & District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vindhkeshri Kumar, Sr. Advocate
Mr. Subesh Sharma, Advocate

For the Opposite Party/s : Smt. Veena Rani Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 09-01-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Saharsa Sadar P.S. Case No. 434 of 2017, a case under Sections
304B/201/34 of the Indian Penal Code.

Petitioner is in custody since 28.06.2017. Though
allegation is of commission of death of his wife for dowry against
the petitioner. However, the F.I.R. would reveal that marriage
was solemnized twelve years prior to the date of occurrence.
Hence, presumption of dowry death is not attracted against the
petitioner.

Considering the aforesaid fact, let the petitioner,
above named, be released on bail on furnishing bail bond of



Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Saharsa Sadar P.S. Case No. 434 of 2017, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

Mkr./-

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