

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3378 of 2018

Arising Out of PS.Case No. -163 Year- 2017 Thana -RIVILGANJ District- SARAN

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Baban Chaudhary @ Baban Singh, S/o Late Phoolan Chaudhary, R/o
Village - Sengar Tola, P/S – Ravilganj, District - saran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anant Kumar Bhaskar

For the Opposite Party/s : Mr. Rajendra Nath Jha

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 07-08-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 328 and 302/34 of the Indian
Penal Code.

Wife of this petitioner died after 8 to 10 years of
her marriage in unnatural circumstances. Allegation is that there
was demand of dowry and torture for the same by the petitioner
and other family members. Further allegation is that the family
members threw the victim from the roof and thereafter poisoned
her.

Submission is that there is no eyewitness of the
occurrence. The Doctor has not found any external injury while
performing postmortem report to substantiate the allegation that



she was thrown away from the roof of the house, hence, whole allegation is concoction one.

Considering the aforesaid facts, let the petitioner, above named, **who is in custody since 18.07.2017**, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Sessions Trial No. 543 of 2017 arising out of Rivilganj Police Station Case No. 163 of 2017, subject to the 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 as well as condition that both the bailors shall be resident of within the territorial jurisdiction of the learned court below.

(Birendra Kumar, J)

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