

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60271 of 2017

Arising Out of PS. Case No.-73 Year-2016 Thana- LAXMIPUR District- Jamui

Subhash Das, Son of Khublal Das, Resident of Village-Anandpur, Police Station-Laxmipur,. District-Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar

For the Opposite Party/s : Mr. SRI ZAINUL ABEDIN

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 16-01-2018 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner seeks bail in **Laxmipur P.S. Case No. 73 of 2016** registered for the offence punishable under Sections 302/34 of the Indian Penal Code.

Informant is the father of the deceased, who has stated in the FIR that marriage of the deceased was solemnized eight years ago and due to non fulfillment of demand of dowry, she was subjected to torture and for which the deceased had lodged FIR under Sections 341, 323, 307, 379, 498A/504 read with Section 34 of the IPC and Section 3/4 of the Dowry Prohibition Act. It has been stated in the FIR that the deceased on the hospital bed had alleged that her in-laws has set her ablaze and subsequently she died on account of burn



injury. After investigation the police did not find the case under Section 302 of the IPC to be true and submitted chargesheet under section 306 read with section 34 of the IPC.

It has been submitted by learned counsel for the petitioner that the petitioner is innocent and due to her temperament, she committed suicide for which the petitioner cannot be held responsible. The petitioner has one son and one daughter. Co-accused persons have been granted bail by a co-ordinate bench of this Court vide order dated 31.07.2017 passed in Criminal Miscellaneous No. 15531 of 2017.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned **Chief Judicial Magistrate, Jamui** in connection with **Laxmipur P.S. Case No. 73 of 2016.**

(S. Kumar, J)

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