

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58878 of 2017

Arising Out of PS.Case No. -114 Year- 2016 Thana -RAJAUN District- BANKA

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1. Sk. Shamim, Son of SK. Shahim, Resident of village- Parsotipur, P.S.-
Rajoun, District- Banka.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Gupta

For the Opposite Party/s : Smt. Indu Bala Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 08-01-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case initially instituted under Sections 498(A), 302, 120(B) of the Indian Penal Code and 3/4 of D.P. Act but the charge sheet has been submitted for an offence under Section 498A of the Indian Penal Code and Sections 3/4 of D.P. Act.

The allegation against the petitioner is of committing murder of the deceased due to non-fulfillment of the demand of dowry.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 11.09.2017. The charge sheet has been submitted in the present case for an offence under Section



498A of the Indian Penal Code and Sections 34 of D.P. Act. The petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The case is triable by the Magistrate. Due to petty family dispute, the present case has been instituted against the petitioner.

On behalf of the state, it has been submitted that the petitioner is named in the F.I.R./Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Banka, in connection with Rajoun P.S. case No.114 of 2016.

(Sudhir Singh, J)

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