

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18408 of 2018

Arising Out of PS. Case No.-70 Year-2017 Thana- KORANSARAI District- Buxar

Shashi Bhushan Singh, Son of Late Raghbir Singh, Resident of Village-
Mathila, P.S. Koran Sarai, District-Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyapal Singh

For the Opposite Party/s : Mr. SRI NITYANAND

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 30-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 498A, 304B, 328/34 of the Indian Penal
Code.

Allegation against the petitioner is of committing
torture, assault and thereafter committing murder of the victim
due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 19.01.2018. There is no
allegation of tampering of witnesses alleged against the
petitioner. Charge-sheet has been submitted in the present case.
The petitioner is bhainsur of the victim. He has falsely been
implicated in the present case due to mistake of fact. The



petitioner is separate in mess and property from the husband of the deceased. In paras 10, 11 and 12 of the case diary, the prosecution witnesses have stated that the deceased had committed suicide. Hence, no offence under Section 304B of the IPC is made out.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Koran Sarai P.S. Case No. 70/2017.

(Sudhir Singh, J)

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