

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10992 of 2018

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1. Jagarnath Kushwaha, S/o Late Muneshwar Kushwaha null
2. Chandra Bhushan Kushwaha, S/o Jagarnath Kushwaha, Both are
Resident of Village- Murgahawa, Police Station- Dhanaha, District- West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 09-04-2018

Heard learned Counsel for the petitioners and the State.

Petitioner, already in custody since 29.10.2017, seek bail in
Dhanaha PS Case No. 200 of 2017 registered under Sections 304B
and 201/34 of the IPC.

The allegation in brief is that within three years of marriage
wife of petitioner No. 2 was killed and the dead body was disposed
of discretely due to non fulfillment of demand of motorcycle.

Learned Counsel for the petitioners submits that wife of
petitioner No. 2 died due to illness, her parents were informed
regarding death and they participated in the cremation.

Whereas, learned Counsel for the State submits that there is
no material to show that she was treated anywhere for the illness or
died due to some diseases and the petitioner no. 2 is husband.

Having considered the allegation of demand of motorcycle
by the husband, the dead body was disposed of after killing her and
there is no any medical prescription to show any kind of illness she
was suffering from, so the prayer for bail of the husband (petitioner
No. 2) Chandra Bhushan Kushwaha is rejected.

However, so far petitioner No. 1 Jagarnath Kushwaha is



concerned, he is directed to 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 ACJM Bagaha, West Champaran connection with Dhanaha PS Case No. 200 of 2017.

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(Arun Kumar, J)

