

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30750 of 2018

Arising Out of PS. Case No.-69 Year-2014 Thana- KORMA District- Sheikhpura

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Ajay Kumar S/o Rameshwar Bind Resident of Village - Gangaura, Police
Station - Korma, District - Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Asha Kumari

For the Opposite Party/s : Mr. Sri Umeshnand Pandit

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 18-07-2018 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 302, 201 and 498A of the Indian Penal
Code and Sections 3/4 of the Dowry Prohibition Act.

Allegation against the petitioner is of committing
torture and assault and thereafter committed 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 8.1.2018 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Final form has been
submitted in the present case. The petitioner has been made
accused due to mistake of fact. Paragraph 7 and 10 of the case



diary indicate that the deceased died due to snake bite. Hence,
no offence under Section 302 IPC is made out.

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

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 District & Sessions Judge, Sheikhpura in connection
with S.T. No. 14 of 2017 (arising out of Korma P.S. Case No.
69 of 2014).

(Sudhir Singh, J)

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