

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4157 of 2018

Arising Out of PS.Case No. -111 Year- 2017 Thana -KAUAKOL District- NAWADA

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1. Sahabuddin Son of Late Asgar Hussain @ Late Asgar Mian Resident of
Village - Sarauni, Police Station - Kawakole, District - Nawadah.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Adv.

For the Informant : Mr. Ram Prawesh Kumar, Adv.

For the Opposite Party/s : Mr. Md. Ashlam Ansari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 23-03-2018

Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 304B/34 of the Indian Penal
Code.

The petitioner is husband of the victim of dowry
death.

Submission of the learned counsel for the
petitioner is that the case diary would reveal that no witness has
supported the allegation of demand of dowry and torture for the
same, soon before death or any time, during life time of the victim.
The matter may be of natural death because the Doctor has not
found any external or internal injury on the person of the victim.
The petitioner is alone member of the family. He was not



present at the time of commission of the offence. Petitioner is ready to cooperate with the trial. Investigation is already complete now.

Learned counsel for the informant opposed the prayer for bail.

Considering the fact that presumption of dowry death is not there against the petitioner for the purpose of consideration of his prayer for regular bail, hence, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Kawakole Police Station Case No. 111 of 2017, subject to the condition that the petitioner shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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