

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.55906 of 2018

Arising Out of PS.Case No. -128 Year- 2018 Thana -GAIGHAT District- MUZAFFARPUR

- =====
1. Jagdish Ram, Son of Late Baleshwar Ram,
 2. Pooja Devi, Wife of Dipak Ram,
 3. Pradip Ram @ Rajnish Kumar, Son of Jagdish Ram, All are resident of Village- Hanuman Nagar, P.S.- Gaighat (Benibad O.P.), District- Muzaffarpur.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioners : Mrs. Kumari Sujata Sinha, Advocate.

For the Opposite Party : Mr. Nityanand, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 30-10-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners are apprehending their arrest in a case
for the offence registered under Sections 304(B)/34 of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioners killed the victim due to non-
fulfilment of demand of dowry.

It has been submitted by learned counsel for the
petitioners that the petitioners have got no criminal antecedent.
There is no allegation of tampering with the witnesses alleged
against the petitioners. The petitioners have been made accused in



the present case due to mistake of fact. The petitioner no. 1 is father-in-law, petitioner no. 2 is *Gotani* and petitioner no. 3 is *Dewar* of the deceased. They are separate in mess and property from the husband of the deceased. The husband of the deceased is in custody.

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

Considering the aforesaid facts and circumstances, let the petitioners above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-cum-Sub Judge-16th, Muzaffarpur, in connection with Gaighat P.S. Case No. 128 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

