IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29952 of 2018

Arising Out of PS.Case No. -1352 Year- 2017 Thana -SASARAM NAGAR District- SASARAM (ROHTAS)

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1. Ranjit Singh S/o Mahendra Prasad Singh, R/o Vill./Mohalla-Chandanpura, P.S.- Tilouthu, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pramod Kumar
For the Opposite Party/s : Mr. Sri Ram Sumiran Roy

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 20-06-2018 Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 363, 498A & 34 of the Indian Penal Code and ¾ of Dowry Prohibition Act. Later on, Section-304B of the Indian Penal Code was also added.

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

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses against the petitioner. The petitioner has been made accused in this case due to mistake of fact. The witnesses in paragraphs-7, 8 & 30 of the case diary have not

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supported the allegation made in the FIR. They have only stated that they used to hear family dispute between the parties. The dead body of the deceased was recovered from a canal. As per the postmortem report, no external injury is said to have been found on the body of the deceased. The cause of death is asphyxia due to drowning. The other co-accused with similar allegation have been granted anticipatory bail by this court vide order dated 08-05-2018 passed in Cr. Misc. No. 17555 of 2018.

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/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) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Rohtas, Sasaram in connection with Sasaram (Tilauthu) Town P.S. Case No. 1352 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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