

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9178 of 2019

Arising Out of PS. Case No.-261 Year-2018 Thana- SIWAN MUFFASIL District- Siwan

Dharmendra Sah, Son of Ram Das Sah, R/o village- Bhatwalia , P.S- Siwan
(Mufasil), District-Siwan.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr.Shambhu Prasad Yadav, Advocate.
For the State	:	Mr.Nityanand Tiwary(App41)
For the Informant	:	M/S. Javed Aslam and Devika Rani, Advocates.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 18-06-2019 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the informant.

The petitioner is languishing in custody since 07.08.2018
in a case for the offence registered under Sections 304(B),
498(A)/34 of the IPC and $\frac{3}{4}$ of the D. P. Act.

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

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent.
Charge sheet has been submitted in the present case. There is no
allegation of tampering with the witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the



present case. The petitioner is the husband of the deceased. From perusal of paragraph nos. 11, 12 and 13 of the case diary, it is evident that the deceased is said to have committed suicide. Hence, no offence under Section 304(B) of the IPC is made out.

On behalf of the learned counsels for the State and the informant, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let 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 the learned C.J.M. Siwan, in connection with Siwan (Mufasil) P.S. Case No. 261/2018.

(Sudhir Singh, J)

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