

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11613 of 2019

Arising Out of PS. Case No.-609 Year-2017 Thana- KRITYANAND NAGAR District-
Purnia

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Bihari Sahani Son of Kamleshwari Sahni R/o Village- Khokha, P.S- K. Nagar
(Srinagar), Dist- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kundan Kumar Singh
For the Opposite Party/s : Mr.Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 08-04-2019 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 498A, 328, 304B, 34 of the Indian
Penal Code.

Allegation against the petitioner is of committing
torture and assault and thereafter caused death 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 28.12.2017 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. It is submitted on behalf of the



petitioner that this is a case of suicide. From perusal of the statement as stated in paragraph 27 and 28 of the case diary, it is apparent that the deceased has committed suicide. Hence, no offence under Section 304B 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 Presiding Officer, Fast Track Court-I, Purnea, in connection with Sessions Trial No. 150/18 arising out of K. Nagar (Srinagar) P.S. Case No. 609/17.

(Sudhir Singh, J)

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