

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28677 of 2019

Arising Out of PS. Case No.-294 Year-2018 Thana- UJIYARPUR District- Samastipur

MANOJ KUMAR RAI, Son of Sitaram Rai, Resident of Village -
Bhagwanpur Desua, P.S.- Ujiyarpur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5/ 31-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **Ujiyarpur P.S. Case No.294
of 2018** instituted for the offence under Section(s) 304-B Indian
Penal Code.

In the written report, it is alleged that daughter of the
informant, Khushboo Kumari, was married with petitioner. The
informant got telephonic message on 16.11.2018 that his
daughter is not well. The informant went to the matrimonial
house of his daughter and found her lying dead. It is alleged that
this petitioner along with other family members has caused
death of his daughter by hanging with rope for non fulfillment
of demand of dowry.

Counsel for the petitioner submits that in the case
diary none of the witness has supported allegation of



committing murder by this petitioner. The witness in para 4 of case diary has stated that victim was suffering from mental disease. The other witnesses in several paragraphs have also stated similarly.

Postmortem report is available in the case diary from which it appears that viscerae were preserved and sent for chemical examination.

The informant himself has filed petition in the Court below that her daughter was not tortured in her *Sasural* for demand of dowry.

Petitioner is in custody since 04.02.2019.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **SDJM, Dalsinghsarai**, in connection with **Ujiyarpur P.S. Case No.294 of 2018**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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