

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35358 of 2019

Arising Out of PS. Case No.-155 Year-2018 Thana- EKANGARSARAI District- Nalanda

Nitish Prasad Son of Rampravesh Prasad Resident of Village- Chak Mushari,
P.S.- Ekangarsarai, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pravin Kumar

For the Opposite Party/s : Mr.Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-06-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under Section
304B/34 of the Indian Penal Code.

Allegation against the petitioner is of committing torture
and caused death of the victim 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 alleged against the petitioner. The
petitioner is in custody since 26-03-2019. The petitioner has
been falsely implicated in the present case. From perusal of
paragraphs-46, 47, 48 & 49 of the case diary, it appears that the
deceased is said to have committed suicide. Hence, at best, it is



a case for the offence under Section-306 of the Indian Penal Code. No offence u/S 304B of the Indian Penal Code is made out.

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, 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 Additional Chief Judicial Magistrate, Hilsa at Nalanda in connection with Ekangarsarai P.S. Case No. 155 of 2018.

(Sudhir Singh, J)

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