

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13428 of 2020

Arising Out of PS. Case No.-495 Year-2018 Thana- BIDUPUR District- Vaishali

BAUALAL PASWAN @ BABULAL KUMAR Son of Kant Lal Paswan
Resident of Village - Rajasan, P.S.- Bidupur, Dist.- Vaishali. at Hajipur.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Dr. Om Prakash Om

For the Opposite Party/s : Mr. Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 05-11-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of Virtual Court proceeding.

The matter has been listed under the heading 'For
Orders' under the orders of Hon'ble the Chief Justice.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Section 304(B), 201 and 34 of the Indian Penal
Code.

Allegation against the accused persons 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 has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the



petitioner. The petitioner has falsely been implicated in the present case. The informant has filed a petition in the Court below stating that the deceased died due to excessive bleeding during her pregnancy. The informant has retracted from his earlier statement made in the F.I.R. The said petition filed by the informant in the Court below is Annexure-3 to the present application. The doctor's certificate of the deceased is Annexure-2 to the present application.

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 twelve 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, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 495 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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