

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75408 of 2019

Arising Out of PS. Case No.-126 Year-2019 Thana- NASRIGANJ District- Rohtas

Sunil Paswan, Son of Ram Janam Ram, Resident of Village - Pipardih, Police
Station- Nasriganj, District- Rohtas.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Rajani Kant Singh, Advocate
For the Opposite Party : Mr. Anand Mohan Prasad Mehta, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 16-03-2020 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Nasriganj P.S. Case No.126 of 2019 for the offence
punishable under Section 302 read with 34 of the Indian Penal
Code.

It is contended by the learned counsel for the
petitioner that save and except the allegation made by the
informant in the first information report, there is no material to
corroborate the fact that the wife of the petitioner was killed
either by the petitioner or any other person in her matrimonial
home. It is further contended that even during investigation
nothing has come against the petitioner and the doctor who
conducted the postmortem examination on the body of the



deceased also did not notice any antemortem injury on her body.

Learned counsel for the State has opposed the application for grant of pre-arrest bail to the petitioner. On perusal of the case diary, he contended that one of the witness, namely, Satyendra Paswan, whose statement has been recorded in paragraph 8, has stated that the victim was strangled to death. However, he admits that the medical report of the doctor does not corroborate the said allegation.

Having heard the parties and perused the case diary, the petitioner is directed to be released on bail in the event of his arrest or surrender in the court below on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M-II, Bikramganj, Rohtas in connection with Nasriganj P.S. Case No.126 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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