

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18247 of 2021

Arising Out of PS. Case No.-57 Year-2016 Thana- BHADAUR District- Patna

Ravindra Paswan Son of late Ramprit Paswan Resident of Village- Dahaba,
P.S- Bhadaur Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Advocate

For the Opposite Party/s : Ms. Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 10-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

The petitioner seeks bail in connection with Bhadaur
P.S. Case No. 57 of 2016 instituted for the offences under
Sections 328, 302 and 34 of the Indian Penal Code read with
Sections 3 and 4 of the Dowry and Prohibition Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 04.09.2020, charge-sheet has been
submitted in the case and has got one criminal antecedent as
mentioned in the supplementary affidavit as in the present bail
application, inadvertently it was recorded that petitioner is a
person with clean antecedent.

Learned counsel for the petitioner submits that
informant in the F.I.R. alleges that his daughter was married to



the petitioner ten years ago and out of the wedlock a male child was born who is five years of age and the petitioner along with his family members was demanding a motorcycle and Rs. 50,000/- by way of dowry. Further, that on 29.06.2016, the informant was informed by villagers of his son-in-law that his daughter has been killed by sprinkling kerosene oil, accordingly the informant reached the place of occurrence and came to know that his daughter has been taken to P.M.C.H. for treatment where she died in course of treatment.

Learned counsel for the petitioner submits that parents of the petitioner have died and he has two children who are living with him. It is further submitted that the deceased was taken to hospital for treatment where she died hence no effort was made to conceal the occurrence. Further, it is submitted that deceased died due to short circuit and postmortem of the deceased was also done which records death due to burn injuries. It is further submitted that the petitioner and the deceased stayed altogether for fourteen/ten years as alleged and no complaint ever came to be filed then why the petitioner after such a long marriage would kill his own wife when he has two children from the wedlock and in absence of his wife and parents, the life of the petitioner would become difficult to look



after his children.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 04.09.2020, charge-sheet has been submitted in the case and has two children to look after and that no effort was made to conceal the occurrence rather the deceased was taken to the hospital for treatment where she died, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Shri P.K. Tiwary, learned Judicial Magistrate, Barh, Patna in connection with Bhadaur P.S. Case No. 57 of 2016.

(Satyavrat Verma, J)

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