

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3024 of 2023

Arising Out of PS. Case No.-153 Year-2022 Thana- ALOULI District- Khagaria

Rahul Singh @ Rahul Kumar S/O Late Musharu Singh Resident Of Village-
Icharua, P.S.- Alauli, District- Khagaria.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar

For the Opposite Party/s : Mr.Shyameshwar Dayal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 25-04-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 304(B)/34 of the
Indian Penal Code.

It is a case of dowry death due to non
fulfillment of dowry demand.

It is submitted by learned counsel for the
petitioner that the petitioner is innocent and petitioner
being the husband of deceased has falsely been
implicated in the present case. It is further submitted



that petitioner has never demanded any dowry nor tortured either physically or mentally to the deceased. A statement has been made in para 12 of the petition that deceased was forced by her parents to marry the petitioner and she was annoyed with the marriage and she does not want to lead conjugal life with the petitioner and due to this she perhaps has committed suicide. Charge-sheet has been submitted against the petitioner. From perusal of postmortem report, it appears that cause of death as opined by the doctor is due to asphyxia due to hanging. Moreover, the petitioner is languishing in judicial custody since 09.06.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned APP appearing for the State and learned counsel for the informant have vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and



circumstances of the case as well as period of custody,
this Court is inclined to enlarge the petitioner on bail.
The above named petitioner is directed to be enlarged on
bail in connection with Alauli P.S. Case No. 153 of 2022
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 Chief Judicial Magistrate,
Khagaria.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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