

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20430 of 2023**

Arising Out of PS. Case No.-288 Year-2022 Thana- SIKANDRA District- Jamui

RAKESH KUMAR @ RAKESH CHOUDHRY son of Rajo Choudhary
Village- Jalay Dostani Ps- Sikandra Dist- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Raj
For the Opposite Party/s : Mr.Md. Fahimuddin

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

4 23-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 304(B)/34 of the Indian
Penal Code.

3. The allegation against the petitioner along with
others is of killing the daughter of the informant, due to non-
fulfillment of further dowry demand.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
dirty village politics. He has committed no offence. Petitioner is
the husband of the deceased. There is no any prior complaint
regarding assaulting, harassment and torturing to the deceased
against the petitioner and others. He submitted that the deceased



was a short temper lady, after marriage she always pressurized her husband to leave his parents, when her husband did not ready to do so. Due to that reason, the deceased herself committed suicide. According to the Postmortem report of the deceased, it appears that the doctor has not opined the cause of death and the F.S.L. also not supported the prosecution case, as no poisonous material could be detected. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 18.10.2022.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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 on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Sikandra P.S. Case No. 288 of 2022.

(Sunil Kumar Panwar, J)

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