

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32660 of 2022**

Arising Out of PS. Case No.-32 Year-2020 Thana- ASANWA District- Siwan

ASHOK KUMAR GUPTA @ ASHOK KUMAR Son of Late Jagarnath  
Prasad Resident of Village and P.O.- Asaon, P.S.- Asaon, District - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ayush Kumar, Adv.  
For the Opposite Party/s : Md. Mushtaque Alam, APP  
Mr. Ajay Kr. Tiwary, Adv.

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

5      07-02-2023                      Heard learned counsel for the petitioner and learned  
counsel for the State.

Petitioner apprehends arrest in connection with Asaon  
P.S. Case No. 32 of 2020 registered for the offences under  
Sections 304B, 201 and 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
instant case. Further submission is that in the statement of the  
deceased (Annexure-4) she stated that she sustained burn injury  
due to spark in the wire of the AC and fridge and that no one is  
responsible for it, thereafter she was intially rushed to Timonial  
Hospital, Gorakhpur and then to Safdarjung Hospital, Delhi. It  
is also submitted that the Post Mortem Report (Annexure-3)



also transpires that the cause of death is septicemic shock as result of anti-mortem infected thermal flame burn injury. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of Chief Judicial Magistrate, Siwan in connection with Asaon P.S. Case No. 32 of 2020, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

**(Arvind Srivastava, J)**

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