

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61002 of 2023

Arising Out of PS. Case No.-141 Year-2022 Thana- AKHODHIGOLA District- Rohtas

Dharmendra Sah @ Dharmendra Shah S/O Daroga Shah @ Ram Pravesh
Shah R/O Village- Nawadih, Ps. Akorhigola, Dist. Rohtas At Sasaram

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghunandan Kumar Singh

For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-11-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for bail in a case
instituted for the offence under Section 302 of the Indian
Penal Code.

As per allegation in the FIR, on 18.08.2022, her
daughter-in-law Maya Devi was sleeping in her house. The
nexe morning, she went in the room of Maya Devi and
found that she was lying down in unconscious condition
and some injury was over her neck. She was being taken to
hospital, where she died. It is further alleged that prior to
the said incident, there was some dispute with the informant
and the petitioner in which he had threatened that he will



kill the informant's daughter-in-law within four days.

It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. Informant is the eye witness of the alleged occurrence. Only on the basis of suspicion, the name of the petitioner has been dragged in the present case. In fact, deceased was a widow lady and informant used to torture her on regular basis and due to this, she committed suicide. Postmortem report, also suggests that deceased died due to asphyxia by hanging. During investigation, no consistent material has come against the petitioner to show his complicity in the present case. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 27.09.2022.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Additional Distt. & Sessions Judge-III,
Rohtas at Sasaram in connection with Akorhigola P.S. Case
No. 141 of 2022.

(Sunil Kumar Panwar, J)

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