

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15825 of 2024

Arising Out of PS. Case No.-374 Year-2022 Thana- SARAIYA District- Muzaffarpur

Kumod Paswan Son of Bachchu Paswan Resident of Village- Bardaha, P.S.-
Saraiya, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Binod Kumar

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 13-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Saraiya P.S Case No. 374 of 2022 registered for the
offences punishable under Sections 304B, 34 of the
I.P.C.

3. As per prosecution case, it is a case of dowry
death in which petitioner along with his family members
have tortured mentally and physically to the deceased for
non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is
further submitted that petitioner is elder brother of husband



of the deceased and the allegation against the petitioner is general and omnibus. It is also submitted that petitioner is in judicial custody since 10.11.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order, period of custody, postmortem report it appears cause of the death of the deceased is asphyxia as a result of antemortem hanging and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, West Muzaffarpur in connection with Saraiya P.S Case No. 374 of 2022.

(Ramesh Chand Malviya, J)

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