

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35481 of 2024

Arising Out of PS. Case No.-199 Year-2023 Thana- NIMCHAKBATHANI District- Gaya

Amirak Paswan S/O Vijay Paswan R/O Village- Barainee, P.S.- Nimchak
Bathani, Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Upendra Singh, Advocate

For the Opposite Party/s : Mr. Pranav Kumar, APP

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

ORAL ORDER

3 31-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. Learned counsel for the petitioner seeks permission
to make necessary correction in the paragraph 13 of the bail
petition during course of the day.

3. Permission, as prayed for, is granted.

2. The petitioner is in custody in connection with
Sessions Trial No. 213 of 2024 (arising out of Neem Chak
Bathani P.S Case No. 199 of 2023) registered for the offences
punishable under Sections 302/34 of the Indian Penal Code.

3. As per prosecution case, the allegation against the
petitioner along with his family members is to kill the deceased
for demand of dowry.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is further
submitted that no any independent witnesses supported the



prosecution version and no prosecution witness named this petitioner. Petitioner has got clean antecedent. It is also submitted that petitioner is in judicial custody since 07.11.2023.

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

6. On perusal of the FIR, case diary, postmortem report and impugned order it appears that specific allegation of murder of the deceased is against the husband of the deceased not the against the present petitioner. Moreover, cause of death in postmortem report is Asphyxia & shock due to 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 Sessions Judge-XVI, Gaya in connection with Sessions Trial No. 213 of 2024 (arising out of Neem Chak Bathani P.S Case No. 199 of 2023).

(Ramesh Chand Malviya, J)

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