

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43388 of 2024

Arising Out of PS. Case No.-52 Year-2024 Thana- CHERIYA BARIYARPUR District-
Begusarai

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Md. Azhar @ Md. Sonu Son Of Md. Abdul @ Md. Abdul Hamid Village-
Cheria Bariyarpur (Cheriya Bariyarpur), P.S.- Cheria Bariyarpur (Cheriya
Bariyarpur), Distt.- Begusarari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 26-10-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in Cheriya Bariyarpur P.S.

Case No. 52 of 2024, instituted for the offences punishable

under Section 304-B of the Indian Penal Code.

3. The prosecution case, in short, is that, daughter of

the informant was married to the petitioner and he used to

torture her daughter. On 06.03.2024 daughter of the informant

was strangled to death.

4. Learned counsel for the petitioner submits that the

petitioner is innocent and has falsely been implicated in the

present case. Charge-sheet has been submitted in this case.

Learned counsel for the petitioner also submits that the

petitioner is husband of the deceased. No allegation of dowry



demand has been alleged against the petitioner. It is further submitted that the deceased has committed suicide and the same information with respect to the death of his wife was given by the petitioner to her family members. On perusal of the postmortem report it is also evident that cause of death has been mentioned by the doctor is due to asphyxia as a result of hanging. The petitioner is in custody since 07.03.2024 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Cheriya Bariyarpur P.S. Case No. 52 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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