

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52553 of 2023

Arising Out of PS. Case No.-53 Year-2023 Thana- BHARGAMA District- Araria

PAWAN PODDAR SON OF NARESH PODDAR VILLAGE HINGWA
POLICE STATION BHARGAMA DISTRICT ARARIA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kundan Kumar Singh

For the Opposite Party/s : Mr.Nitya Nand Tiwary

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

ORAL ORDER

4 26-02-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Bhargama P.S. Case No.53 of 2023 registered for the offence
under Sections 304B/34 of the Indian Penal Code.

3. Allegation against the petitioner is to have
committed murder of sister of the informant, due to non-
fulfillment of demand of dowry, where, deceased is wife of this
petitioner.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case merely on the basis of suspicion.
It is submitted that petitioner is husband of the deceased and
there is no specific allegation against the petitioner. It is also



submitted that death of the deceased is natural. It is submitted that it appears from postmortem report that no definite opinion can be given regarding cause of death, however, viscera preserved for chemical analysis, forensic. It is also submitted that it appears from FSL report that no Metallic, Alkhloidal, Glycosidal, Pesticidal or Volatile poison could be detected in the contents of plastic jar as described. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 25.02.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner and as no definite opinion appears in postmortem report regarding cause of death, let the petitioner, above named, is directed to be released on bail in connection with Bhargama P.S. Case No.53 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Araria.

(Ramesh Chand Malviya, J)

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