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Manoj Sah Vs. the State of Bihar

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Court : Patna

Decided On : May-19-2012

Appellant : Manoj Sah

Respondent : The State of Bihar

Advocate for Pet/Ap. : Mr. Deepak Ranjan

Judgement :
Patna High Court Cr.Misc. No.946 of 2012 (2) dt.19-01-2012 IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous No.946 of 2012 ========== Manoj Sah .... Petitioner. Versus The State Of Bihar .... Opposite Party. ========== CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH ORAL ORDER (Per: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

19. 01-2012 Heard Mr. Deepak Ranjan, learned counsel for the petitioner and Mr. Umanath Mishra, learned A.P.P. for the State. The petitioner being the husband is languishing in custody since 20.09.2011 in a case registered for the offence under Section 304B of the I.P.C. The accusation is of killing the wife for non-fulfillment of dowry demand within five years of marriage. This is admitted by the informant that the petitioner also received 35% burnt injury. It is submitted by learned counsel for the informant that the petitioner received burnt injury in the back since his wife tried to catch him when he was running away from the place of occurrence whereas it is contended by learned counsel for the Patna High Court Cr.Misc.

No.946 of 2012 (2) dt.19-01-2012 petitioner that when the victim caught fire the petitioner was looking for blanket to save her when she caught the petitioner. Considering the fact that the petitioner also received 35% burnt injury and death has taken place after five years of marriage, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Pupri at Sitamarhi in connection with Sursand P.S. Case No. 152 of 2010. Learned court below will be at liberty to cancel the bail of the petitioner if the petitioner defaults for three consecutive occasions during trial. (Dinesh Kumar Singh, J) U. K.

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