

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.21775 of 2015

Arising out of PS.Case No. -7 Year- 2015 Thana -FATEHPUR District- GAYA

Manoj Singh @ Manoj Kumar, son of Pavitar Singh, resident of village-Sikar Police Station Fatehpur, District Gaya.

.... Petitioner

Versus

1. The State of Bihar.
2. Rakesh Kumar, son of Tarkeshwar Singh, resident of Mohalla-Chand Chaura, P.S. Civil Lines, District Gaya.

.... Opposite Parties.

Appearance :

For the Petitioner : Mr. Pramod Kumar, Advocate.
For the State : Mr. Bharat Lal (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 04-09-2015 Heard learned counsels for the petitioner and learned counsel for the State.

The petitioner is apprehending his arrest in connection with Fatehpur P.S. Case No. 07/2015 for the offences instituted under Sections 304(B) and 201/34 of the IPC.

The prosecution story, in brief, is that the petitioner is the husband who is alleged to have tortured the informant's sister with the help of other family members and thereafter committed murder for non-fulfilment of demand of dowry and disposed of the dead body to screen the evidence of crime.

It has been submitted by learned counsels for the petitioner and the petitioner has got no criminal antecedent. It is

further submitted the deceased had died due to illness and for which treatment was also provided to her. This fact has come in course of investigation also.

On behalf of the State it has been submitted that the petitioner is the husband of the deceased.

Considering the aforesaid facts and circumstance, I am not inclined to grant anticipatory bail to the petitioner in connection with Fatehpur P.S. Case No. 07/2015, pending in the court of the learned C.J.M., Gaya. The same is rejected. Anyhow, if the petitioner surrenders in the court below within a period of six weeks from the date of receipt/production of copy of this order the same shall be considered on its own merit without being prejudiced by this order preferably on the same day.

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(Sudhir Singh, J)