

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1017 of 2015

Arising Out of PS.Case No. -329 Year- 2013 Thana -FATUHA District- PATNA

=====

1. Bhola Kumar Son of Dinesh Ray Resident of Village - Jethuli, P.S.-
Fatuha, District - Patna.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Dharendra Kumar Sinha

For the Opposite Party : Mr. Ajay Kumar-I(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 18-03-2015

The petitioner being husband of the victim
has preferred second anticipatory bail application in a case
registered under Sections 304B/34 of the I.P.C.

The accusation is killing the daughter of the
informant by putting her on fire within two years of marriage
for non-fulfilment of dowry demand.

It is submitted by learned senior counsel for
the petitioner that during investigation some of the witnesses
deposed that the victim caught fire while cooking while others
deposed that the victim committed suicide since she suspected
illicit relationship of her husband with another girl.

Now the prayer has been renewed on the
ground that informant has retracted from the initial version
and has filed a petition to that effect before learned Court
below.

This Court is not inclined to entertain the second anticipatory bail application.

Let learned Court below consider the prayer for regular bail of the petitioner, keeping in view of the retracted version of the informant and the conflicting evidences collected during investigation, without being prejudiced by the order of this Court, if the petitioner surrenders within a period of four weeks and pray for regular bail in connection with Fatuha P.S. Case No. 329 of 2013, pending in the Court of learned Additional Chief Judicial Magistrate, Patna City.

Accordingly the application is disposed off.

(Dinesh Kumar Singh, J)

Shageer/-

U		T	
---	--	---	--