

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24312 of 2014

Arising Out of PS.Case No. -38 Year- 2014 Thana -MURLIGANJ District- MADHEPURA

Santosh Kumar son of Jai Kishore Yadav, resident of village- Khari Tola
Rahta, P.S.- Murliganj, District- Madhepura

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Uday Chand Prasad, Advocate
For the State : Mr. J.K. Singh, APP
For the Informant : Mr. Mahendra Thakur, Advocate

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

7 07-10-2015 Heard learned counsel for the petitioner and learned
APP for the State assisted by learned counsel for the informant.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 323, 304, 304B and 498A read with
Section 34 of the Indian Penal Code and Section 3/4 of the
Dowry Prohibition Act registered in connection with Murliganj
P.S. Case No. 38 of 2014.

3. It is submitted that the petitioner has been falsely
implicated as the deceased died on account of the fact that she had
been suffering from blood cancer.

4. Learned APP assisted by the learned counsel for the
informant, submits on the basis of the case diary that charge sheet
has been submitted under Section 306 of the Indian Penal Code.
He refers to paragraph 48 of the case diary according to which the

deceased had been admitted for treatment of cancer.

5. Having regard to the entirety of the facts and circumstances of the case, the provisional anticipatory bail granted to the petitioner by order dated 11.09.2014 pending in the Court of learned Chief Judicial Magistrate, Madhepura in connection with Murliganj P.S. Case No. 38 of 2014 shall stand hereby confirmed subject to the conditions as laid down under Section 438 (2) Cr.P.C.

(Vikash Jain, J)

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