

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30866 of 2014

Arising Out of PS.Case No. -319 Year- 2011 Thana -SHERGHATI District- GAYA

Rajesh Yadav, S/o Late Shyamdeo Prasad, R/o village- Ghujji, P.S.-
Sherghati, Distt.- Gaya

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary 1, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 22-01-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner, apprehending his arrest in connection
with Sherghati P.S. Case No. 319 of 2011 registered for the
offences punishable under Section 304 (B)/34 of the Indian Penal
Code, seeks the privilege of pre-arrest bail.

Allegedly, in absence of the husband of the sister of the
informant, the petitioner being Devar and co-accused Dhanwa
Devi being mother-in-law used to torture her and further the
informant was informed that his sister has been killed and the
accused persons had fled away and, accordingly, the informant
lodged this case that the petitioner and co-accused after
administering poison killed his sister.

Submission is of false implication and there is no specific allegation against the petitioner and after knowing the truth the case has been compromised by the informant, to which the learned A.P.P. opposes the prayer of pre-arrest bail by submitting that against the petitioner and his mother, there is specific allegation.

Considering the submissions, urged at the bar, going through the record and noticing that it is not a fit case for pre-arrest bail and as such, the prayer of petitioner for pre-arrest bail stands rejected.

(Jitendra Mohan Sharma, J.)

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