

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11552 of 2015

Arising Out of PS.Case No. -9 Year- 2014 Thana -IMAMGANJ District- GAYA

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1. Suresh Yadav son of Deoraj Yadav, Resident of village- Kaloi(Rohway),
P.S. Imamganj, Dist.- Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S. Jamil Akhtar

For the Opposite Party/s : Mr. A.K. Choudhary (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 30-04-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Imamganj P.S. Case No. 09 of 2014 registered under
Sections-304(B), 201/34 of the Indian Penal Code.

The petitioner happens to be husband of the deceased
who died in other than normal circumstances and the informant
has specifically, stated that the marriage of the deceased had taken
place between 6-7 years ago and he was subjected to cruelty and
harassment due to non-fulfillment of illegal demand.

Learned counsel, appearing for the petitioner submits
that the informant lodged this case under misconception but when
he realized his fault, he entered into compromise and taking note

of the aforesaid compromise, almost all the other accused have already been admitted to bail.

Regard being had to the facts and circumstances of the case as well as submissions of the parties, I am not inclined to extend the privilege of anticipatory bail to the petitioner and, accordingly, his prayer for anticipatory bail in connection with Imamganj P.S. Case No. 09 of 2014 stands rejected.

However, if the petitioner surrenders and seeks regular bail before the court below within four weeks from today, the concerned court shall consider the regular bail application of the petitioner on its own merit, without being prejudiced by this rejection order, particularly, keeping in mind the factum of compromise.

(Hemant Kumar Srivastava, J)

A.K.V./-

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