

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16751 of 2016

Arising Out of PS.Case No. -197 Year- 2015 Thana -MAKHDUMPUR District- JEHANABAD

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Devendra Yadav @ Rabindra Yadav Son of Late Karu Yadav, Resident of
Village - Guhi, Bigha, P.S. - Kako, District - Jehanabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 25-05-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Sections 302/34 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted both
his wife and daughter, as a result of which his daughter died on
way to Hospital and wife died in course of treatment.

It has been submitted on behalf of the petitioner that he is
in custody since 29.6.2015. He has got no criminal antecedent.
Chargesheet has been submitted in the case. He is a Government
employee. From perusal of the F.I.R. it is evident that for a petty
reason the alleged occurrence is said to have taken place. No
specific injury has been attributed against the petitioner. Taking
the facts of the case into account, it is at best a case under Section
304 Indian Penal Code.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R. where it is mentioned that his wife and
daughter both are done to death by this petitioner.

Considering the aforesaid facts and circumstances, I am
not inclined to grant bail to this petitioner, same is rejected.

Any how, the court below, i.e., Chief Judicial Magistrate, Jehanabad, is directed to take all necessary steps to conclude the trial in connection with Makhdumpur (Tehta) P. S. Case no. 197 of 2015 within a period of one year from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

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