

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38758 of 2016

Arising Out of PS.Case No. -53 Year- 2016 Thana -JANDAHA District- VAISHALI(HAJIPUR)

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Pankaj Kumar @ Pankaj Rai S/o- Ram Pravesh Rai, Resident of village-
Kajari, P.S.- Jandaha, District- Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 28-09-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Jandaha P.S. Case No. 53 registered under Sections 304(B),
34 of the I.P.C. pending in the Court of C.J.M., Hajipur, Vaishali.

The accusation is of sprinkling the Kerosene oil on
the daughter of the informant and set her on fire due to non-
fulfillment of demand of Rs. 5 lacs in dowry, who died in course
of treatment in the Hospital.

Learned counsel appearing on behalf of the petitioner
submits that in fact, the deceased, who is the wife of the petitioner,
sustained burn injury in course of cooking the meal but under
misconception, the informant, who is father of the deceased, has

lodged this false case. Moreover, after knowing the real fact, the informant has filed the compromise petition in the Court of A.C.J.M.-11, Hajipur, Vaishali on 07.05.2016.

Having considered the facts and circumstances of the case and nature of the allegation, I am not inclined to allow the prayer of the petitioner for anticipatory bail. Accordingly, this application is rejected.

However, petitioner is directed to surrender before the Trial Court and pray for regular bail.

(Rajendra Kumar Mishra, J)

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