

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15356 of 2016

Arising Out of PS.Case No. -143 Year- 2013 Thana -JAMOBABAZAR District- SIWAN

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1. Birgun Sah, Son of Sri Bhagwan Sah, Resident of Village- Madhopur,
Tole, Mathia, P.S. Jamo Bazar, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Yogendra Kr.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

4 16-05-2016

Heard both sides.

The petitioner apprehends his arrest in a case under
Section 306, 201/34 of the Indian Penal Code.

Chowkidar is the informant of the case. The
informant alleged that Sima Devi, wife of the petitioner, on being
subjected to different sorts of torture, committed suicide with her
two children.

It is submitted that petitioner is husband of the
deceased. The petitioner was in the foreign country on the date of
occurrence. There is allegation that father, mother and other
family members of the petitioner also subjected the deceased to
different sorts of torture compelling her to commit suicide but they
have been granted anticipatory bail by this court on different dates.

Learned Additional Public Prosecutor, however, opposed the prayer for anticipatory bail.

Petitioner is the husband and there is specific allegation that petitioner also subjected his wife to different sorts of torture and also put her to cruelty for giving birth to female child on account of which she committed suicide with her two children.

Considering the facts aforesaid and the nature of allegations made against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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