

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49011 of 2016

Arising Out of PS.Case No. -172 Year- 2016 Thana -SAHPUR District- BHOJPUR

=====

1. Islam Khan S/o Muslim Khan Resident of Vill- Ranisagar, P.S.- Sahpur,
Dist- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh

For the Opposite Party/s : Mr. Satya Nand Shukla

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 19-12-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This is an application for anticipatory bail for the
offences under Section 306/34 of the Indian Penal Code.

The petitioner is the husband of the deceased.

It has been submitted on behalf of the petitioner that as a
matter of fact, the petitioner is residing outside the country for his
livelihood but he used to hot talk with the deceased lady on
telephone for further dowry

It has also been submitted on behalf of the petitioner that
the wife of the petitioner committed suicide and her dead body
was recovered from the river. It has further been submitted on
behalf of the petitioner that a skeleton was found near Ganga river



which the informant claimed to be her daughter. The petitioner has been falsely implicated in this case.

Heard learned APP appearing for the State, who opposed the prayer for anticipatory bail.

Having heard both sides and as there is allegation against the petitioner also, to my mind, this is not a fit case for grant of anticipatory bail. Accordingly, prayer of the petitioner is rejected.

However, if the petitioner surrenders before the Court below and seek regular bail, the court below will pass appropriate order on the same day on its own merit considering the aspect of the matter that the petitioner was not present in his house at the time of occurrence, without being prejudiced by the present order.

(Vinod Kumar Sinha, J)

A.I./-

U			
---	--	--	--

