

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.2736 of 2016**

Arising Out of PS.Case No. -35 Year- 2015 Thana -BENA District- NALANDA (BIHARSHARIFF)

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Biresh Kumar @ Bikki

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Raj Kishor Prasad

For the Opposite Party/s : Mr. Sanjay Kumar Sharma(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

2 19-01-2016

Heard learned counsels for the petitioner and the State.

The petitioner being the husband of the victim is apprehending arrest in a case registered for the offences punishable under Sections 304B and 201/34 of the Indian Penal Code.

The accusation is of killing the sister of the informant within two years of marriage for non-fulfillment of the dowry demand by causing burn injuries.

It is submitted by learned counsel for the petitioner that the petitioner was not present at place of occurrence and the victim herself committed suicide. The investigation is still pending but the impugned order suggests that Supervising Officer found the case true under Section 306 of the IPC. It is further submitted that co-accused has been granted anticipatory bail.

Considering the thrust of accusation against the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner.

Let the learned court below consider the prayer for regular bail of the petitioner if he surrenders within a period of six weeks in connection with Ben P.S. Case No. 35 of 2015 pending in the court of learned CJM, Nalanda at Biharsharif.

Accordingly, the application is disposed of.

**(Dinesh Kumar Singh, J)**

Amrendra/-

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