

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10910 of 2016

Arising out of PS.Case No. -256 Year- 2015 Thana -FATUHA District- PATNA

Sachin Kumar @ Schin Prasad, Son of Sri Mundrika Prasad @ Munarik Singh, resident of Village - Bankipur Gorakh, P.S. - Fatuha, District - Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Ajay Kumar Thakur, Advocate.

For the Opposite Party : Mr. Anish Chandra(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-04-2016 Heard learned counsels for the petitioner, informant and learned counsel for the State.

The petitioner is apprehending his arrest in connection with Fatuha P.S. Case No. 256 of 2015 for the offences instituted under Sections 304(B)/34 of the IPC.

The accusation is of killing the daughter of the informant by the accused persons for non-fulfilment of dowry demand.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. The petitioner has been made accused in the present case due to mistake of fact. The death of the deceased is said to be a natural death.

On behalf of the learned counsels for the informant and

the State it has been submitted that the petitioner is named in the F.I.R. and he is the husband of the deceased.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. The same is rejected in Fatuha P.S. Case No. 256/2015, pending in the court of the learned J.M. Patna City. Anyhow, if the petitioner surrenders in the court below the same shall be considered on its own merit without being prejudiced by this order.

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(Sudhir Singh, J)