

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21100 of 2017

Arising Out of PS.Case No. -315 Year- 2016 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

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1. Bhorik Yadav S/o Kishori Yadav, Resident of Village- Mohinuddinpur,
Police Station- Bihar, District- Nalanda.

.... Petitioner/s

Versus

1. 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. Sri Surendra Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

4 29-06-2017 Heard both sides.

The petitioner seeks bail in Bihar P.S. case No. 315
of 2016 under Section 304B, 201, 34 of the Indian Penal Code.

The informant, father of the deceased, alleged that his
daughter was married to the petitioner about five years ago but her
husband and other in-laws were torturing her. The informant
further alleged that he got information that his daughter was killed
and her dead body was being cremated. The informant went there
and saw the dead body was almost burnt to ashes.

The learned counsel for the petitioner submits that
petitioner is, of course, husband of the deceased but there is no
allegation of assault against the petitioner. The informant filed a



petition stating that on mere hearsay information he lodged the case. No demand of dowry was ever made. On such, Kishori Yadav, father of the petitioner, was granted anticipatory bail vide order dated 16.12.2016 passed in Cr. Misc. No. 47524 of 2016.

It appears that petitioner is husband and during the course of investigation it has come that the petitioner was torturing his wife. The deceased was second wife of the petitioner. The petitioner also killed his first wife and thereafter solemnized second marriage. The second wife also met the same fate.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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