

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11101 of 2017

Arising Out of PS.Case No. -344 Year- 2016 Thana -KANTI THARMAL POWER District-
MUZAFFARPUR

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1. Mantoo Prasad Gupta, Son of Bijali Shah, R/o Vill.- Banar Jhula
Bhagwanpur, P.S.- Pakridayal, District- East Champaran, Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 28-04-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The Petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 302 of the
Indian Penal Code.

The daughter of the informant had entered into love
marriage with the petitioner one year prior to the death. Both
were living in a rented house. The land owner informed to the
informant on telephone that his daughter is dead and the petitioner
is missing. Hence, the petitioner is suspected to have committed
murder and fled away.

Submission of the petitioner is that later on the
informant's son filed affidavit that he had sent wrong message.



However, there is no explanation on the part of the petitioner as to under what circumstances his wife died.

Considering the aforesaid facts, I am not inclined to grant anticipatory bail to the petitioner in connection with Kanti Police Station Case No. 344 of 2016, pending in the Court of learned Sub-Divisional Judicial Magistrate, West Muzaffarpur/Successor Court.

Accordingly, the prayer for anticipatory bail is refused.

(Birendra Kumar, J)

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