

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51932 of 2016

Arising Out of PS.Case No. -111 Year- 2016 Thana -KHIJARSARAI District- GAYA

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1. Surendra Yadav S/o Late Munshi Yadav Resident of village - Akauni,
P.S. Khizersarai, District - Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Sri Satyavarat Verma

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 10-02-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner is in custody since 19.09.2016 in connection
with Khizersarai P.S. Case No. 111 of 2016 registered under Sections
328 and 302 of the Indian Penal Code and Section 3/4 of the D.P. Act.

Accusation is of murder by administering poison on
account of non fulfillment of dowry demand.

Learned counsel for the petitioner has submitted that the
petitioner innocent and has committed no offence. He has falsely been
implicated in this case. In fact, the deceased was short tempered lady
and she had stealthily taken poison. The petitioner and family members
tried to save the life of the deceased but she succumbed to death.
Moreover, this is case of suicidal nature not homicidal.

Learned A.P.P. has opposed the prayer for bail.



Considering the facts and circumstances of the case an the nature of accusation, this Court is not inclined to grant bail to the petitioner, accordingly, this application is rejected. However the petitioner may renew the prayer of bail after framing of charge.

(Arvind Srivastava, J)

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