

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50837 of 2016

Arising Out of PS.Case No. -459 Year- 2012 Thana -PHULWARI District- PATNA

=====

1. Nitu Kumari Wife of Randhir Kumar @ Ranjit Kumar @ Tutu Resident
of village - Usari, Police Station Pali, District Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ravi Shanker Pankaj

For the Opposite Party/s : Mr. Sri Manoj Kumar - 1

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

7 22-06-2017 Heard both sides.

The petitioner apprehends his arrest in Phulwarisharif
P.S. case No. 459 of 2012 under Section 302/34 of the Indian
Penal Code.

The informant got information about the illness of his
wife and when he went to his house there was a crowd near his
house and he knew that his wife was dead. Foul smell was coming
out from the dead body. The informant alleged that he kept Nitu
Kumari, daughter of his brother-in-law (Sarhu), and brought up
her but she also fled away with her belongings.

Dr. Amrendra Kumar, the learned counsel for the
petitioner, submits that it is true that petitioner was having love
affairs with a boy but the deceased was not objecting. The



deceased happens to be aunt (Mausi) of the petitioner. The petitioner left the house much earlier after solemnizing marriage with the boy, Randhir Kumar. The deceased was killed by the other family members of the husband of deceased and they have falsely implicated the petitioner but from perusal of the records as well as the case diary, it appears that during the course of investigation almost all the witnesses, including the brother of the informant, has stated that the informant was keeping the daughter of his brother-in-law (Sarhu) and the informant and his wife brought her up. The petitioner fell in love with Randhir Kumar but the deceased was objecting and that is why Randhir Kumar and the petitioner killed the wife of informant and fled away.

Having considered the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

BKS/-

U		T	
---	--	---	--

