

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9878 of 2017

Arising Out of PS.Case No. -141 Year- 2016 Thana -KAKO District- JEHANABAD

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1. Nagendra Yadav, Son of Vishwanath Yadav, Resident of village - Jogiya
Dih, Police Station - Kako, District - Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Asgher Najmi

For the Opposite Party/s : Mr. Matloob Rab

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-03-2017 The petitioner is apprehending his arrest in connection
with Kako P.S. Case No. 141 of 2016, registered for offences
punishable under Sections 304(B)/34 of Indian Penal Code.

It has been submitted on behalf of the petitioner that
petitioner happens to be the husband of the deceased and as a
matter of fact that the deceased fell down in the river and drowned
due to which she died. It has further been submitted even in the
inquest report, it has come that deceased died due to drowning. It
has also been submitted that during the course of investigation it
has come that she was seen going towards the river.

Learned counsel for the State opposed the prayer for bail
and submitted that in this case not only the family members of the
deceased but also the villagers of the petitioner, have supported



the case of prosecution and the case is under Section 304B and there is allegation against the petitioner of demand of dowry and torture.

Having heard both sides, considering the facts and circumstances of the case and also considering the fact that several paragraphs of the case diary supports the case of prosecution, I am not inclined to grant the petitioner, the privilege of anticipatory bail, It is accordingly rejected.

However, if the petitioner surrenders before the Court below and pray for regular bail, which will be considered by the court below on the merit of the case, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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