

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55391 of 2017

Arising Out of PS.Case No. -64 Year- 2016 Thana -DARBHANGA SADAR District-
DARBHANGA

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1. Shivan Yadav S/o Dhaneshwar Yadav R/o Village- Kabaria, P.S.-Sadar,
District-Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 03-01-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Sessions Trial No.61 of 2017, arising out of Darbhanga Sadar P.S.
Case No. 64 of 2016, a case under Sections 304B/201/34 of the
Indian Penal Code.

Petitioner is in custody since 21.08.2016 with
having allegation that the petitioner and other family members
committed death of the wife of the petitioner for non-fulfillment of
dowry demand within seven years of her marriage in the
matrimonial house. The dead body was disposed of without any
information to the police or any post mortem examination. Some
of the witnesses have supported the allegation of demand of dowry



and torture for the same against the petitioner.

Learned counsel for the petitioner submits that other family members have been allowed anticipatory bail by this Court or by the Court-below and the witnesses, who have supported the demand of dowry and torture, are paternal family members of the deceased.

Considering the nature of allegation and period already undergone by the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with the aforesaid case, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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