

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47396 of 2018

Arising Out of PS. Case No.-100 Year-2018 Thana- PHULWARIYA District- Gopalganj

Dipu Yadav, Son of Late Subhash Yadav, Resident of Village- Gidaha, P.S.-
Phulwaria, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harendra Prasad
For the Opposite Party/s : Mr. Umeshnand Pandit

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 31-10-2018

Heard learned counsel for the petitioner.

Petitioner prays for bail in connection with Fulwaria
P.S.Case No. 100 of 2018 registered for the offences punishable
under Sections 302 and 328 of the Indian Penal Code.

Allegation against the petitioner is of causing death of
his wife.

Submission of learned counsel for the petitioner is
that FIR has been lodged by Chaukidar of the village and even
the father and mother of the deceased have not come forward to
lodge the case and as she was suffering from disease she
committed suicide by consuming poison and petitioner is in
custody since 5.5.2018.

Heard learned APP also, who has opposed the prayer
for bail stating that in viscera report Aluminum phosphate was



detected.

Having heard both sides and in the facts and circumstances and also considering the fact that none of her family members has come forward to lodge a case and there is case that she was suffering from disease and she committed suicide let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-XIII, Gopalganj, in connection with Fulwaria P.S.Case No. 100 of 2018, subject to the condition that one of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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