

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48254 of 2018

Arising Out of PS. Case No.-283 Year-2018 Thana- BHABHUA District- Bhabhua (Kaimur)

1. Tunna Dubey, Son of Late Ram Chandra Prasad,
2. Guddi Dubey, Wief of Tunna Dubey, Both resident of Village- Jagdishpur, P.S.- Sonhan District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh

For the Opposite Party/s : Mr. Sri Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 01-10-2018 Petitioner No.2 has already been granted anticipatory bail
vide order dated 14.09.2018.

Heard learned counsel for the petitioner No.1 and learned
APP for the State.

The petitioner No.1 is apprehending his arrest in a case
registered under Sections 302, 201/34 of the Indian Penal Code.

The prosecution case, in short, is that the accused persons
including the petitioner killed the daughter of the informant by
setting her ablaze on account of land dispute.

It has been submitted on behalf of the petitioner No.1 that
the petitioner No.1 has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner No.1. The petitioner No.1 has been made accused due



to mistake of fact. The petitioner No.1 is the Devar of the deceased. He is separate in mess and property from the husband of the deceased. There is no eye witness to the alleged occurrence nor there is any other substantive evidence to suggest the implication of the petitioner No.1 in the present case. Due to property dispute in the family, the deceased is alleged to have committed suicide. The alleged occurrence is said to have taken place after ten years of marriage.

On behalf of the State, it is submitted that the petitioner No.1 is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner No.1, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Kaimur at Bhabua in connection with Bhabua (Sonhan) P.S. case No.283 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Narendra/-

(Sudhir Singh, J)

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

