

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2668 of 2019

Arising Out of PS. Case No.-13 Year-2007 Thana- MADHUBANI TOWN District-
Madhubani

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Yugba @ Yugeshwar Sah @ Yugba Sah, Son of Late Ram Rup Sah, Resident
of Village Maharajganj, Ward no. 10, P.S. Madhubani Town, District-
Madhubani

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha

For the Opposite Party/s : Mr.C.Sen Pd.Singh (App 151)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 21-01-2019 Heard both sides.

Petitioner apprehends his arrest in Nagar (Rahika) P.S.

Case No.13 of 2007 registered under Sections 306/34 of the
Indian Penal Code.

The widow of the deceased named ten persons
including the petitioner and alleged that the accused persons
encroached the land of the informant and constructed wall. The
husband of the informant took shelter in the house of a Netaji
and on account of fear of the petitioner and others her husband
committed suicide.

Learned counsel for the petitioner submits that there is
no material to show that the petitioner ever instigated the
deceased to commit suicide. There is a land dispute between the



two sides. According to the allegation itself, the deceased had taken shelter in the house of a Netaji and he committed suicide in the house of Netaji but there is no allegation that the petitioner had gone to the house of Netaji or did any act to instigate the husband of the informant to commit suicide.

Learned counsel for the State however, opposed the prayer for anticipatory bail but could not be able to show any act or action on the part of the petitioner to show that the petitioner instigated the deceased to commit suicide.

Considering the facts aforesaid, let petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of this order be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., 1st, Madhubani in connection with Nagar (Rahika) P.S. Case No.13 of 2007, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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