

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21628 of 2019

Arising Out of PS. Case No.-240 Year-2018 Thana- KUDRA District- Kaimur (Bhabua)

Amit Mishra, Son of Sri Manoj Mishra Resident of Village - Banausi, P.S.-
Karamchat, Present Resident of Village - Sasapur, P.S.- Kudra, District -
Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhakar Singh

For the Opposite Party/s : Mr. Jagdhar Prasad

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-06-2019 This is an application for grant of anticipatory bail in
connection with Kudra P.S. Case No.240 of 2018, disclosing
offence under Section 304B of the Indian Penal Code.

Allegation against the petitioner is of dowry death. He
happens to be the husband of the deceased.

Submission of the learned counsel for the petitioner is
that as a matter of fact, she died due to some illness and he has
falsely been implicated in this case. Now realizing the same,
informant has filed a compromise petition before the court
below.

Heard learned A.P.P. and learned counsel appearing on
behalf of the informant, also who has opposed the prayer for
bail on the ground that petitioner is husband and dead body was
recovered from his house.



Having heard both sides, in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below and make prayer for regular bail, the same shall be considered by the learned trial court on its own merit.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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