

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55519 of 2019

Arising Out of PS. Case No.-171 Year-2018 Thana- PATORI District- Samastipur

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Premchand Rai @ Prem Chandra Rai, Son of Ram Naresh Rai, Resident of
Village-Beri Barat, P.S.-Patory (Mohanpur O.P), District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jyoti Ranjan Jha, Adv.

For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 16-11-2019 Heard Mr. Jyoti Ranjan Jha, learned Advocate for

the petitioner and Mr. Md. Aslam Ansari for the State.

The petitioner, who is the husband of the
deceased, seeks bail in anticipation of his arrest in
connection with Patori (Mohanpur O.P.) P.S. Case No. 171
of 2018, dated 31.05.2018, instituted for the offences under
Sections 304(B), 120(B), 201 and 34 of the Indian Penal
Code.



It has been submitted on behalf of the petitioner that the deceased suffered colic pain and about this, the informant was told but since the deceased had died and the informant came to the home of the petitioner rather late, the deceased was cremated. It has further been submitted that the accusation is very vague and general. The further contention on behalf of the petitioner is that out of the wedlock of the petitioner with the deceased, two children were born, who are now being maintained by the petitioner.

On the aforesaid grounds, the petitioner seeks pre-arrest bail.

However, this Court, on considering the accusation in the F.I.R., is not inclined to grant anticipatory bail to the petitioner.

The prayer for anticipatory bail is, accordingly, rejected.

However, if the petitioner surrenders before the Court below within a period of four weeks and seeks regular bail, the Court below shall take into account all the grounds which have been urged here and, thereafter, shall pass a



reasoned order in accordance with law, without being prejudiced by the fact that the present anticipatory bail application has not been entertained.

(Ashutosh Kumar, J)

Praveen-II/-

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