

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57412 of 2019

Arising Out of PS. Case No.-127 Year-2019 Thana- AKBARPUR District- Nawada

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MURARI MAHTO @ GIRJA MAHTO Son of Balo Mahto Resident of
Village - Pajuna, P.S.- Akbarpur, District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma

For the Opposite Party/s : Mr.Arun Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 18-09-2019 Heard both sides.

The petitioner apprehends his arrest in Akbarpur P.S.
case No. 127 of 2019 registered under Section 304B, 201/34 of
the IPC.

The informant, brother of the deceased, alleged that
his sister was married with Babloo Kumar, son of Shital Mahto,
in the year 2013 but after marriage her husband and other in-
laws subjected her to all sorts of torture. On 09.04.2019 the
informant got information that his sister was done to death and
her dead body was cremated hurriedly.

The learned counsel for the petitioner submits that
petitioner is uncle of the husband of the deceased. The marriage
was solemnized in the year 2013 and after six years of marriage
the deceased died, of course in her in-laws house. The petitioner



has no manner of concern with the family affairs of the deceased and her husband but the petitioner has also been named in the FIR.

On the other hand, the learned counsel for the informant as well as the learned APP opposed the prayer for anticipatory bail and submitted that during the course of investigation the villagers of the petitioner disclosed that all the family members including the petitioner hanged the deceased to death.

It appears that petitioner is uncle of the husband of the deceased. The marriage was solemnized in the year 2013 but the deceased never complained any ill-treatment at the hands of her husband or any other in-laws nor lodged any complaint for such ill-treatment. Only after six years the brother of the deceased alleged that the accused persons, including the petitioner, killed his sister and cremated her dead body. The petitioner is uncle of the husband of the deceased and his case that he has no manner of concern with the family affairs of the deceased and her husband.

Considering the facts aforesaid and nature of allegation made against the petitioner, the petitioner, above named, in the event of his arrest/ surrender before the court



below within a period of four weeks from the date of receipt/
production of a copy of this order is directed to be enlarged on
bail on his furnishing bail bond of Rs. 10,000/- (rupees ten
thousand) with two sureties of the like amount each to the
satisfaction of learned Additional Chief Judicial Magistrate,
Nawada in connection with Akbarpur P.S. case No. 127 of 2019,
subject to conditions as laid down under Section 438(2) of the
Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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