

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75007 of 2018

Arising Out of PS. Case No.-401 Year-2017 Thana- BARBIGHA District- Sheikhpura

Suraj Yadav @ Suraj Kumar Son of Bachchu Yadav Resident of
Village/Mohalla- Akbar Bigha, P.S. Barbigha, District- Shekhpura.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar

For the Opposite Party/s : Mr.Smt. Sahin Begam

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 22-02-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Barbigha P.S. Case No.
401/2017, instituted for offence under Section(s) 304(B)/34 and
201 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
case has been registered under Sections 304B/34 and 201 of the
Indian Penal Code but the police after investigation submitted
charge-sheet under Section 364 of the Indian Penal Code. There
is no recovery of dead body of the deceased.

Learned counsel for the petitioner has submitted that
victim Mini Devi was of unsound mind, which has also come in
para 5 and 6 of case diary in the evidence of witnesses. She used
to go out of the house. Petitioner had earlier filed Sanha/



Informatory Petitions with regard to the same on 17.07.2017 and again on 17.08.2017, which is mentioned in para 10 of bail petition. True copies of the said Informatory Petitions are annexed as Annexure- 3 and 4 respectively. It is further submitted that informant has filed affidavit, which is enclosed as Annexure-5, in the court below that no ill treatment was ever extended to his daughter. She was mentally disturbed.

Petitioner is in custody since 30.05.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released 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 **Chief Judicial Magistrate, Sheikhpura** in connection with **Barbigha P.S. Case No. 401/2017**, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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