

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64083 of 2019

Arising Out of PS. Case No.-26 Year-2019 Thana- SANJHOLI District- Rohtas

MANISH YADAV @ MANISH KUMAR Son of Wakil Yadav Resident of
Village - Karmaini, P.S.- Sanjhauli, District- Rohtas.

... .. Petitioner.

Versus

The State of Bihar

... .. Opposite Party.

Appearance :

For the Petitioner : Mr. Sanjay Kumar Tiwary, Advocate.
For the State : Ms. Renu Kumari, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

6 25-02-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Sessions
Trial No.403 of 2019 (Sanjhauli P.S. Case No.26 of 2019)
registered under Sections 304(B)/34 of the Indian Penal Code.

The accusation is that the marriage of the deceased
Sonali Kumari alias Vijya Kumari, the daughter of the informant
Kameshwar Yadav, was performed with the petitioner in the
year 2013. After the marriage, the deceased, the daughter of the
informant, was blessed with a male issue, whose name is Anshu
Kumar and is aged about 2 years. Thereafter, the deceased, the
daughter of the informant, was being asked by her husband
(petitioner) and other in-laws for providing five Bighas of land.



Ultimately, the deceased, daughter of the informant, was killed by her husband and other in-laws and information was given to the informant regarding the death of his daughter due to abdominal pain.

Learned counsel appearing on behalf of the petitioner submits that, admittedly, the petitioner is the husband of the deceased, the daughter of the informant, who died due to abdominal pain but with an ulterior motive, the petitioner and his other family members have falsely been implicated in this case. Further submission is that in the post-mortem report of the deceased, the daughter of the informant, only one bruise on the left side of her face was found. Viscera of the dead body of the deceased was sent to the Forensic Science Laboratory, Bihar, Patna, for chemical examination, in which no Metallic, Alkaloidal, Glycosidal, Pesticidal or volatile poison could be detected. The petitioner is in custody since 09.04.2019.

The viscera report of the dead body of the deceased, the daughter of the informant, which has been received through letter dated 24.12.2019 of the Incharge Director, Forensic Science Laboratory, Bihar, Patna, shows that no Metallic, Alkaloidal, Glycosidal, Pesticidal or volatile poison could be detected on the viscera of the dead body of the deceased.



Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-VIII, Rohtas at Sasaram, in connection with Sessions Trial No.403 of 2019 (Sanjhauli P.S. Case No.26 of 2019).

(Rajendra Kumar Mishra, J)

P.S./-

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