

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48400 of 2021

Arising Out of PS. Case No.-212 Year-2021 Thana- SHEKHPURA District- Sheikhpura

SADHU YADAV S/O BHUNESHWAR YADAV R/o village- Nmdarganj,
P.S.- Sheikhpura, (Hathiyama O.P.), District- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr.Bipin Kumar, Advocate
For the State	:	Mrs.Nirmala Kumari, APP
For the informant	:	Mr. Md. Harun Quareshi, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-12-2021 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the informant.

Counsel for the petitioner is directed to remove the
defect(s), as pointed out by the office, within a period of eight weeks.

The petitioner is apprehending his arrest in connection
with Sheikhpura (Hathiyama O.P.) P.S. case No.212 of 2021
registered under Sections 498(A), 304(B) of the Indian Penal Code.

Allegation is that the accused persons including the
petitioner caused death of the daughter of the informant due to non-
fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent and there is no allegation of
tampering of witnesses alleged against the petitioner. The petitioner
has been made accused due to mistake of fact. From perusal of



paragraph Nos.9, 18, 19, 20 and 46 of the case diary, it is apparent that the deceased is said to have committed suicide. Hence, no offence under Section 304B of I.P.C. is made out.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheikhpura in connection with Sheikhpura (Hathiyama O.P.) P.S. case No.212 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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