

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38268 of 2020

Arising Out of PS. Case No.-199 Year-2020 Thana- BAHADURPUR District- Darbhanga

DEEP NARAYAN YADAV, SON OF UPENDAR YADAV, RESIDENT OF
VILLAGE - BASUDEVPUR, P.S. - BAHADURPUR (SONAKI OP),
DISTRICT - DARBHANGA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sabal Kumar Jha, Advocate
For the Informant	:	Mr. Setu Prakeek, Advocate
For the State	:	Mr. Umesh Lal Verma, A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 23-03-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 498(A), 307, 302/34 of the
Indian Penal Code.

According to FIR, the petitioner, who is husband of
the informant, electrocuted two of his children, aged about five
and two years. The petitioner attempted to electrocute the
informant as well due to which she got injury and was taken to
Darbhanga Medical College and Hospital for treatment.

Learned counsel for the petitioner submits that the
Doctor, who performed the postmortem examination, found a
case of strangulation and not of electrocution. Moreover, the
witnesses have stated that since the informant was having extra



marital relation, she done to death to her children by strangulating them.

Learned counsel for the informant contends that the postmortem report is managed one. The informant was hospitalized for treatment and the Doctor found injury of electric burn on the person of the informant. None of the witnesses have seen the informant committing strangulation nor the petitioner reported the matter to the police that, in fact, his wife has strangulated the children.

At this stage, the statement of the victim cannot be disbelieved. Hence, I am not inclined to enlarge the petitioner on bail in connection with Bahadurpur (Sonaki O.P.) P.S. Case No. 199 of 2020 pending in the Court of learned Judicial Magistrate- 1st Class, Darbhanga/successor Court.

Learned Trial Judge is directed to expedite the trial of the case.

(Birendra Kumar, J)

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