

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.5333 of 2021**

Arising Out of PS. Case No.-469 Year-2019 Thana- SHEKHPURA District- Sheikhpura

1. KUNDAN KUMAR Son of Late Nawal Yadav R/o Village- Dullapur, P.S.- Sheikhpura (Hathiyawan), District- Sheikhpura.
2. Sonu Kumar Son of Late Nawal Yadav R/o Village- Dullapur, P.S.- Sheikhpura (Hathiyawan), District- Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr. C. Jawahar, APP

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      08-04-2021                      Heard learned counsel for the petitioners and learned APP  
for the State through virtual mode.

Learned counsel for the petitioners is directed to remove the defects, as pointed out by the Office, within a period of four weeks.

The petitioners are apprehending their arrest in a case registered under Sections 304(B) and 120(B) of the Indian Penal Code.

Allegation against the accused persons is of committing torture and assault and thereafter caused death of the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of



tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. The petitioners are brother-in-law of the deceased. They are separate in mess and property from the husband of the deceased. The informant has filed an application in the Court below where he has retracted from his earlier statement made in the F.I.R. The said affidavit is Annexure-2 to the present application.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheikhpura in connection with Sheikhpura (Hathiyawan O.P.) P.S. Case No. 469/19, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Pankaj/-

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