

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65387 of 2021

Arising Out of PS. Case No.-311 Year-2020 Thana- BAIRIYA District- West Champaran

ARVIND CHAUDHURY @ ARVIND CHAUDHARY, Son of Daroga Chaudhary, Resident of Village- Motihari Tand, P.S.- Bairiya, District- West Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Akhileshwar Kumar Shrivastva, Advocate
For the Opposite Party : Ms. Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 04-04-2022

Heard learned counsel for the parties.

Learned counsel for the petitioner is permitted to remove defect(s), as pointed out by the office, if any, within a period of four weeks from today.

This application for anticipatory bail arises out of Bairiya P.S. Case No. 311 of 2020 (G.R. No. 3041 of 2020) for the offence punishable under Sections 304-B/201/34 of the Indian Penal Code.

The petitioner is the husband of the deceased. Allegation is of demand of dowry and torture of the deceased.

In the opinion of this Court, this is not a fit case for grant of anticipatory bail to the petitioner. Accordingly, this bail application is dismissed.

However, if the petitioner surrenders in the Court



below within a period of four weeks from today and seeks regular bail, the Court below shall consider and decide the same without being influenced by this order. While deciding the matter, the Court below shall also consider the submission of learned counsel for the petitioner that some materials have come in the case diary to show that the deceased died of illness and not of torture.

(Sandeep Kumar, J)

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