

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19821 of 2023

Arising Out of PS. Case No.-104 Year-2021 Thana- CHANDAN District- Banka

NANDU YADAV SON OF SUKHDEV YADAV RESIDENT OF VILLAGE-
BHORSAR, POLICE STATION-CHANDAN, ANANDPUR O P, DISTRICT-
BANKA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Mukherjee

For the Opposite Party/s : Mr.Shyam Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-06-2023 Heard learned counsel for the petitioner, informant and
learned APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 304(B)/34 of the Indian
Penal Code.

The allegation against the petitioner along with others is
of killing the daughter of the informant, due to non-fulfillment of
further dowry demand.

It is submitted by learned counsel for the petitioner that
petitioner has been falsely implicated in this case due to dirty village
politics. He has committed no offence. Petitioner is the husband of
the deceased. There is no any prior complaint regarding assaulting,
harassment and torturing to the deceased against the petitioner and
others. During investigation in para-26 of the case diary, statement of



witness Haru Yadav has been recorded and he stated that the wife of the petitioner committed suicide by hanging and door was closed from inside. After breaking the door dead body of the deceased degraded and the Postmortem report also shows that cause of death was Asphyxia by hanging. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 03.01.2023.

The application for bail is opposed by learned APP for the State, learned counsel for the informant and submitted that petitioner is the husband of the deceased.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court concerned in connection with Chandan P.S. Case No. 104 of 2021.

(Sunil Kumar Panwar, J)

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