

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47856 of 2023

Arising Out of PS. Case No.-21 Year-2022 Thana- NTPC District- Patna

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SUNIL KUMAR YADAV @ SUNIL KUMAR S/O BIRENDRA YADAV R/O
Village- Sahnaura, P.S- N.T.P.C, Distt.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary

For the Opposite Party/s : Mr.Dr. Indiwari Kumari

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 04-08-2023 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 on resumption of physical mode.

2. Heard learned counsel for the petitioner and learned
A.P.P for the State.

3. The petitioner has preferred this application for
grant of regular bail in connection with Sessions Trial No. 366
of 2023 arising out of N.T.P.C P.S. Case No. 21 of 2022 dated
14.03.2022 registered for the offence punishable under Sections
304B, 302 read with 34 of the Indian Penal Code.

4. As per the prosecution case, the petitioner and the
co-accused persons are alleged to have killed the informant's
sister by hanging her due to non-fulfillment of demand of



dowry.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is husband of the deceased. There is general and omnibus allegation against the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 13.06.2022 which is a prolonged incarceration.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Barh, Patna in connection with Sessions Trial No. 366 of 2023 arising out of N.T.P.C P.S. Case No. 21 of 2022, with the condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable



cause, the bail bond of the petitioner is liable to be cancelled.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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