

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52787 of 2022

Arising Out of PS. Case No.-462 Year-2022 Thana- BAGHA District- West Champaran

1. Nagendra Yadav Son Of Late Dhuman Yadav Resident Of Village - Goiti, P.S.- Bagaha (Pathkhauli), Distt.- West Champaran.
2. Raju Yadav Son Of Nagendra Yadav Resident Of Village - Goiti, P.S.- Bagaha (Pathkhauli), Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar

For the Opposite Party/s : Mr.Nitya Nand Tiwary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 16-01-2023 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners have filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 304(B)/34 of the

Indian Penal Code.

It is a case of dowry death of informant's

daughter due to non fulfillment of dowry demand of

motorcycle.

It is submitted by learned counsel for the

petitioners that the petitioners are innocent and they



have committed no offence. They have falsely been implicated in the present case. It is also submitted that petitioners are languishing in judicial custody since 25.07.2022. It is further submitted that petitioners being the in-laws of the deceased are living separately and they have no concern with mess and business of the deceased and her husband. It is also submitted that husband of the deceased is already in judicial custody since 02.07.2022. From perusal of the impugned order it appears that doctor found the cartilage of the neck broken and ligature mark also found upward. The cause of death was as asphyxia due to hanging. A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, this Court is inclined to



enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail in connection with Bagaha(Pathkhauli) P.S. Case No. 462 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., 1st, Bagaha, West Champaran.

(Sunil Kumar Panwar, J)

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