

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73089 of 2022

Arising Out of PS. Case No.-97 Year-2022 Thana- KATORIYA District- Banka

MOTI YADAV Son of Late Gugal Yadav @ Late Yugal Yadav R/V-
Rangapathar, PS- Katoriya, Dist- 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.Ram Anurag Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered for the offence punishable under Sections 304(B), 328 and 34 of the Indian Penal Code pending in the learned court below.

Allegation against the petitioner is that father-in-law of the deceased Moti Yadav, mother-in-law Horila Devi, husband Bramhdev Yadav along with others have killed the daughter of the informant by giving her poison.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He further submits that there is general and omnibus allegation against the petitioner. He submits that petitioner is the



father-in-law of the deceased. He further submits that from perusal of Post-Mortem report it will be evident that no external and internal injury found on the body of the deceased. He further submits that petitioner has got no criminal antecedent as stated in para-3 of the bail application.

Learned APP for the State opposes for prayer for bail.

Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Katoriya P.S. Case No.97/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

The bail bond of the petitioner shall be accepted by the learned Court below after verifying the fact that the husband of the deceased has surrendered before the learned Court below.

(Anjani Kumar Sharan, J)

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