

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36214 of 2024

Arising Out of PS. Case No.-455 Year-2023 Thana- ISLAMPUR District- Nalanda

1. Raj Kumari Devi Wife Of Birju Sao Resident Of Village - Suhawanpur Surhi, P.S. - Islampur, District - Nalanda
2. Birju Sao Son Of Late Lakshmi Sao Resident Of Village - Suhawanpur Surhi, P.S. - Islampur, District - Nalanda
3. Amit Kumar @ Amit Sao Son Of Birju Sao Resident Of Village - Suhawanpur Surhi, P.S. - Islampur, District - Nalanda

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyamal Prakash
For the Opposite Party/s : Ms. Renu Kumari

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-06-2024 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 304(B) and 34 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is next submitted that Sikandar Kumar, who is son of petitioner no.1 and 2 was in love with the deceased and they got married in the year 2023. It is further submitted that the deceased and Sikandar were own cousins. It is submitted that the mother of Sikandar is own sister of the father of the



deceased, as such, the relationship came within the prohibited category, as such, Sikandar could not have married the deceased but defying all the societal norms, Sikandar and the deceased got married but the marriage became a subject matter of ridicule by the society, on account of which, the deceased committed suicide by hanging and the petitioners being father, mother and brother of Sikandar came to be implicated in a mechanical manner by the informant, who is brother of the deceased.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

5. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned trial court where the case is pending/successor court in connection with Islampur P.S. Case No.455/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. However, the informant would be at liberty to file an application before this court seeking cancellation of the



anticipatory bail granted to the petitioners, in the event, if
Sikandar and the deceased were not related as submitted by the
learned counsel appearing on behalf of the petitioners.

(Satyavrat Verma, J)

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