

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71785 of 2023

Arising Out of PS. Case No.-69 Year-2023 Thana- RAJNAGAR District- Madhubani

Rajesh Kumar Bhandari Son Of Late Chaitu Bhandari Village Kankarbagh
Purvi, P.S. Rajnagar, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kusum Rani

For the Opposite Party/s : Mr. Syed Ehteshamuddin

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 09-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Rajnagar
P.S. Case No. 69 of 2023 registered for the offences punishable
under Sections 302/120(B) of the Indian Penal Code.

3. As per the prosecution case, the informant's
daughter (deceased) was solemnized with petitioner in the year
2007. Two children were born out of the wedlock. It has been
alleged that husband of the deceased was having illicit
relationship for which she protested. As a result of which, her
husband and others killed her.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has falsely been implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. He submits that the petitioner is husband of the deceased. He further submits that there is no specific over act against the petitioner. He also submits that the F.I.R. was lodged after six days of occurrence and cause of delay in lodging the F.I.R. has not been explained. He also submits that in course of investigation the materials available for evidence and on the basis of statement of witnesses, the I.O. has made opinion that the case may be instituted under Section 306 of I.P.C.. The petitioner has one criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State vehemently opposing the bail petition submitted that the petitioner is the husband of the deceased and he is also involved in the present case.

6. Considering the facts and circumstances of case, nature of the offence and the petitioner is the husband of the deceased, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. However, if the petitioner surrenders before the learned Court below within six weeks from today and seek



regular bail, the learned Court below would pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

anand/-

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