

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85606 of 2023

Arising Out of PS. Case No.-137 Year-2021 Thana- KIUL District- Lakhisarai

Rajesh Yadav @ Bhairwa Yadav @ Bhairwa son of Kamleshwari Yadav
Village- Itahari Ps- Kiul Dist- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 302 and 201 of the Indian Penal Code and converted Section 306 of the IPC.

3. Allegation against the petitioner is that he committed murder of his wife due to non fulfillment of dowry demand.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case because he is the husband of the deceased. There is no prior complain in respect of dowry demand, harassment and assault. It is further submitted from para-11 of this petition that Dy.S.P. has supervised the case and



submitted charge sheet under Section 306 of the IPC. From perusal of inquest report which is on para-2 of the case diary, in which it is mentioned that the death of the deceased is caused by train accident. The activities of the deceased are not normal rather she always used to behave abnormally with others. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 04.09.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Kiul P.S. Case No. 137 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Lakhisarai.

(Sunil Kumar Panwar, J)

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