

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48878 of 2025

Arising Out of PS. Case No.-401 Year-2024 Thana- KHUSRUPUR District- Patna

Binod Yadav S/o Baijnath Yadav R/o Village- Khirodharpur, P.S.-
Khushrupur, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar, Advocate

For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 10-10-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Khusrupur P.S. Case No. 401 of 2024 instituted for the
offence under Sections 80, 103(1), 238, 61(2) of the Bharatiya
Nyaya Sanhita, 2023.

3. Prosecution case in short is that daughter of the
informant was done to death by her in-laws due to non-
fulfillment of the demand of dowry.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.
Petitioner is the brother-in-law of the deceased. Husband of the



deceased is already in custody. There is no specific allegation of torturing and demand of dowry against the petitioner. There is general and omnibus allegation against the petitioner. Police after completion of investigation has submitted charge sheet in this case and supplementary investigation is going on.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Referring to the impugned order, it is submitted that as per confessional statement of accused, Sunil Kumar, he stated that it is petitioner who was caught holding the victim's leg when she was being killed by strangulation.

6. Considering the facts and circumstances of the case coupled with the nature and gravity of the offence, this Court is not inclined to grant anticipatory bail to the petitioner. Prayer for grant of anticipatory bail is accordingly *rejected*.

7. However, if the petitioner surrenders before the court below within a period of four weeks from today and prays for regular bail, the same would be considered by the court below in accordance with law without being prejudiced by the order of this Court.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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