

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71055 of 2025

Arising Out of PS. Case No.-370 Year-2023 Thana- BAGHA District- West Champaran

Gokhul Yadav @ Gokul Yadav S/o Nanhi Yadav R/O Village- Ahirani Tola,
P.S.- Bagaha, Dist.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 15-05-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 302, 120(B) and 34 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that petitioner is a person with clean antecedent and the informant alleges that his son Niranjana went to the house of his Sadhu (petitioner) on 25.05.2023 for getting the dispute with his wife resolved where all the named accused persons including the petitioner were present from before, it is next alleged that his son had given Rs. 3 Lakhs to the petitioner and his father-in-law, further the wife of the deceased had taken all her belongings and had gone to the house of her brother-in-law, further a dispute



had arisen when the deceased had asked for returning his money, thus, alleges that the accused persons killed him by poisoning.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that deceased was a drunkard, as such, he was having dispute with his wife. It is further submitted that the deceased used to torture his wife when drunk, as such, his wife had complained to Mahila P.S. where the deceased was called, but the dispute could not be resolved as such his wife refused to stay with the deceased, hence she left for her parental home. It is further submitted that it absolutely does not stand to reason that as to why the petitioner would have killed the deceased and thereby making his own sister-in-law a widow. It is also submitted that postmortem of the dead body was carried out and no external injury was found but then in the FIR, it is alleged that deceased was poisoned. It is next submitted that viscera report has come and from perusal of the same, it would manifest that the same records- *“No Metallic, Alkaloidal, Glycosidal, Pesticidal or Volatile poison could be detected in the contents of all the plastic containers as described above.”* It is thus submitted that informant only with an intent to implicate



the entire family members of the wife of the deceased instituted the instant false case. It is also submitted that if privilege of anticipatory bail is granted, the petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

5. The learned APP for the State opposes the anticipatory bail application of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court 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 the learned trial court where the case is pending/successor court in connection with Bagaha (Bhairoganj) P.S. Case No. 370 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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