

IN THE HIGH COURT OF JHARKHAND AT RANCHI
ABA No.5110 of 2025

Dayalu Kumar, son of Hari Mahto, aged about 24 years, resident of village Banadag, P.O. Sultana, P.S.- Katkamdag, District-Hazaribag.

.... Petitioner

Versus

The State of Jharkhand

... Opp. Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

 For the Petitioner : Mr. Awanikant Prasad, Advocate
 For the State : Mr. Suraj Deo Munda, A.P.P.

2/14.10.2025 Heard learned counsel appearing on behalf of Petitioner and learned counsel appearing on behalf of the State.

2. The petitioner is apprehending his arrest for the alleged offences registered under Sections 302/34 pending in the Court of learned Judicial Magistrate, 1st Class, Hazaribag in connection with Katkamdag P.S. Case No.87 of 2024.

3. Learned counsel appearing for the petitioner submits that the petitioner happened to be the husband of the deceased and the allegation against the petitioner of murder is made on suspicion. He further submits that the case diary was called for by earlier order and the independent witnesses in Para-14,18, 19 and 20 of the case diary have stated that the sister of the informant got her hanged and due to that, she died. He further submits that the petitioner has got no criminal antecedent as disclosed in Para 13 of the petition.

4. Learned counsel for the State opposed the prayer and submits that he is not disputing the statement of the witness in Para-14,18, 19 and 20 of the case diary as submitted by learned counsel appearing for the petitioner.

5. It has come in the case diary that the death has occurred due to asphyxia caused by hanging and this has also come in para 25 of the case diary and the independent witnesses in Para-14,18, 19 and 20 of the case diary have stated that she got herself hanged and pursuant to that the deceased has died. In view of the above, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner above named is directed to surrender before the learned Court within three weeks from the date of receipt of the order and on the event of his surrender / arrest, he shall be released on bail on furnishing bail bond of Rs.25,000/- (Twenty-Five Thousand) with two sureties of the like amount of each to the satisfaction of learned Judicial Magistrate, 1st Class, Hazaribag in connection with Katkamdag P.S. Case No.87 of 2024, subject to the condition as laid down under Section 482(2) of Bhartiya Nagarik Suraksha Sanhita, 2023.

7. This Anticipatory Bail Application is accordingly allowed and disposed of.

(Sanjay Kumar Dwivedi, J.)

14.10.2025
R.Kumar