

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.28414 of 2009
TARUN KUMAR KUNDAN, SON OF ARUN KUMAR, RESIDENT OF MOHALLA NEW JAKKANPUR, P.S.
JAKKANPUR, DISTRICT PATNA. ----- PETITIONER
Versus
THE STATE OF BIHAR ----- OPPOSITE PARTY

2 30.10.2009 Heard learned counsel for the petitioner and the counsel
appearing on behalf of the informant.

The petitioner is apprehending his arrest in a case under
Sections 498(A), 325 and 307 of the Indian Penal Code.

The petitioner is the husband of the victim girl. She
received burn injuries and was treated in Apolo Burn Hospital, Patna.
It is submitted on behalf of the counsel for the petitioner that initially
she had stated that she was burnt while cooking a meal but later she
has changed her statement after ten months and stated that due to
torture and because of some reason or the other she was ill treated by
her husband.

Learned counsel for the petitioner submits that this
statement made after a delay of ten months and after receiving proper
treatment at the cost of her husband, she has filed this case for some
ulterior motive.

I think that the defence taken by the petitioner is good
ground for grant of regular bail. However, I am not inclined to grant
anticipatory bail to the petitioner. The anticipatory bail application is
dismissed.

Sanjay

(Sheema Ali Khan, J.)