

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22035 of 2015

Arising Out of PS.Case No. -6 Year- 2015 Thana -KASBA District- PURNIA

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1. Md. Samsad S/o Jalaluddin Resident of Village Madarsa Toli, Kasba,
P.S. Kasba, District Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Mr. M.Haque(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 10-09-2015

Heard both sides.

The petitioner seeks bail in a case registered for
the offences punishable under sections 304(B), 323/34 of the
Indian Penal Code.

Petitioner is the husband of the deceased.
Brother of the deceased alleged that the petitioner forced his wife
to take poison and consequently she died.

It is submitted that the police firstly prepared the
inquest report and thereafter drew the F.I.R. The dead body was
sent for post mortem examination but the case number was not
mentioned in the case. It is further submitted that in paragraph 39
of the case diary one of the witnesses disclosed that the deceased
consumed poison on account of some altercation with her sister-

in-law. It appears that the informant and other witnesses have made specific allegation that the petitioner poisoned his wife to death due to non fulfillment of demand of dowry.

Considering the nature of allegation, I am not inclined to enlarge the petitioner on bail in connection with Kasba P.S. Case No. 06 of 2015 pending in the court of Sri R. V. Kumar, Judicial Magistrate, 1st Class, Purnea. This application for bail is, accordingly, rejected.

The trial court is directed to expedite the trial of the petitioner.

(Prabhat Kumar Jha, J)

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