

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4116 of 2015

Arising Out of PS.Case No. -178 Year- 2013 Thana -MANER District- PATNA

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Guddu Kumar Singh @ Guddu Kumar Son of Ramayan Singh @ Bare
Singh Resident of Village - Sarai, P.S. - Maner, District - Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Bhushan Sinha

For the Opposite Party/s : Mr. Navin Kumar Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

5 14-05-2015 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is accused of offence punishable under
section 304-B IPC. He is the husband of the deceased. According
to the informant (father of the deceased) she was married to the
petitioner in the year 2010. On account of non fulfilment of
demand of dowry she was tortured and ultimately done to death
inside the matrimonial home.

It has been submitted on behalf of the petitioner that the
deceased was suffering from epilepsy and she died a normal
death. On the contrary, the post mortem report suggests the cause
of death due to asphyxia. It has been submitted that the petitioner
is languishing in jail since 12.09.2013. It is also the contention of

the petitioner that even according to the material on record the petitioner was not available inside the house when the occurrence had taken place.

Taking into account the evidence/material reflecting from the records as also the allegation this Court is not inclined to release the petitioner on bail. His prayer for bail is accordingly rejected. However, considering the fact that he is in custody for more than one and a half years, this Court grants the petitioner liberty to renew his prayer for bail in the court below itself if all material prosecution witnesses are not examined by the prosecution within one year from the date of receipt/production of a copy of this order in the court below.

(Kishore Kumar Mandal, J)

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