

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21869 of 2015

Arising Out of PS.Case No. -269 Year- 2014 Thana -BIHTA District- PATNA

1. Gabbar Paswan S/o Rajdeo Paswan Resident of Village- Kateshwar P.s
Bihta, District Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Prasad Singh

For the Opposite Party/s : Mr. Anuj Kr.Srivastava(App)

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

2 07-07-2015 Heard learned counsel for the petitioner as well as learned
APP.

Learned counsel for the petitioner put much stress over calling
for the case diary but taking into account status of the petitioner, who is
husband as well as considering the specific allegation having attributed
against him by the informant that he persistently demanded motorcycle and
for that was regularly torturing the deceased which ultimately resulted in her
death, did not justify his prayer. Further-more, as per Annexure-2, an order
passed under Cr.Misc.No.3245 of 2015, the aforesaid view found further
strengthened during hearing of bail petition of father-in-law in which case
diary of was called for wherefrom it is evident that demand happens to be
alleged against the petitioner only.

From Annexure-2, it is also apparent that some of the witnesses
(co-villagers) had stated it to be a case of suicide, but the manner whereunder
dead body was found from river having kept in a gunny bag, did not justify
the aforesaid assertion.

Accordingly, the prayer for bail is rejected.

(Aditya Kumar Trivedi, J)

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