

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48331 of 2015

Arising Out of PS.Case No. -347 Year- 2014 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

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1. Bhushan Chouhan Son of Ramdeo Chouhan, Resident of Village /
Mohalla - Mohiuddinpur Beldaria, P.S. - Bihar, District - Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar

For the Opposite Party/s : Gulwar Begam (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

6 18-04-2016 Heard learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

The petitioner being husband is apprehending his
arrest in connection with Bihar P.S. Case No. 347 of 2014
registered for the offences punishable under Sections 304(B) and
201/34 of the Indian Penal Code.

Learned Senior Counsel for the petitioner submits
that the marriage being an illegal marriage, provisions of Section
304(B) would not be attracted.

Case diary in the present case was called for which
has since been received. After perusal of the case diary, it appears
that in fact they had been married between the parties. The
informant, sister of the deceased, insisted for court marriage with the

petitioner but the petitioner was reluctant and started demanding cash and the informant got information that due to non-fulfillment of the said demand, started committing cruelty. The petitioner and his family members have thrown her sister's dead body in Rajama Khandha and the informant saw mutilated the dead body lying there.

In view of the aforementioned facts and circumstances, this Court is not inclined to enlarge the petitioner on bail and accordingly, his such prayer stands rejected.

(Anjana Mishra, J)

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