

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14768 of 2016

Arising Out of PS.Case No. -398 Year- 2015 Thana -PARWATTA District- KHAGARIA

1. Anrudh Das Son of Late Fudeo @ Fudo Das, Resident of village-
Parbatta, P.S.- Parbatta, District- Khagaria.... Petitioner

Versus

1. The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh

For the Opposite Party/s : Mr. U.L.Verma(App)

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 18-05-2016 Heard learned counsel for the petitioner and learned APP
for the Sate.

The petitioner seeks bail in connection with Parbatta
P.S. Case No.398 of 2015 registered for the offences punishable
under Sections 304B, 201/34 of the Indian Penal Code.

Khushboo Kumari the daughter of the informant was
married to Birbal Das five years ago and allegedly, Birbal Das and
the petitioner used to assault and abuse her to fulfill the demand of
Rs. 1,00,000/- otherwise to kill her. However, the informant and his
relative came and gave Rs. 60,000/-. Five months ago out of the
wedlock a son was born but the petitioner informed the informant
that his daughter died and disconnected the mobile. The informant,
then came and asked about his daughter then the petitioner started
abusing him and told him that she has been killed. Thereafter, the
petitioner was caught and was being brought at Police Station but

other co-accused started assaulting the informant and others. The dead body was taken away towards Bhuriya Kardhar. During investigation the dead body was recovered from a ditch full of water situated at Bhaiya Bahiyar, 1 and ½ kilometer away from the village, and her hands were found tied and on the neck also ligature mark which was found during post mortem examination also and cause of death has been noticed as asphyxia due to throttling.

Submission is of false implication and that the petitioner is Dewar, he has got no concern with the family affairs of the deceased and her husband and without any fault the petitioner is suffering in custody since 29.01.2016 to which learned APP seriously opposes by submitting that against the petitioner also there is specific allegation for demanding cash and for abusing and assaulting the deceased and further the petitioner has confessed his guilt before the informant.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner serious in nature, at present, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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