

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36440 of 2017

Arising Out of PS.Case No. -9 Year- 2017 Thana -MAHNAR District- VAISHALI(HAJIPUR)

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Angad Choudhary Son of Sri Ghuran Choudhary, R/o Village- Rup
Narayan Karnouti, P.S.- Mahnar, District- Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Anita Kumari Singh, Advocate

For the Opposite Party/s : Mr. Ataur Rahman, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

4 10-10-2017 Heard learned counsel for the petitioner and learned APP for the
State.

Petitioner is languishing in judicial custody since 04.03.2017 in
connection with Mahnar P.S. Case No. 09 of 2017 for offences punishable
under Sections 304 (B) and 201/34 of the Indian Penal Code.

The prosecution case, as lodged by the informant, is that his
daughter Krishna Kumari was married to the petitioner six years ago and due
to non-fulfillment of demand of dowry, she was tortured and killed by the
husband (petitioner) and in-laws.

It has been submitted by the learned counsel for the petitioner that
he is innocent and being husband of the deceased, he has falsely been
implicated. He further submits that the petitioner was living in Ludhiyana
(Punjab) and has brought his wife (deceased) back to the village but because
of certain circumstances she could not be taken and that is why after having
altercation between the two she consumed poison. It is submitted that the



deceased also suffered from diarrhea and was advised to bed rest and later on referred to P.M.C.H. for specialized treatment.

However, learned APP for the State opposes the prayer for bail stating therein that the victim wife of the petitioner had been killed by the petitioner and in-laws and her dead body was disposed as there is no post-mortem report.

Considering the facts and circumstances and the materials on record, I am not inclined to grant the privilege of bail to the petitioner at this stage.

However, he may renew the prayer for bail after framing of charge.

(Nilu Agrawal, J)

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