

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49700 of 2016

Arising Out of PS.Case No. -240 Year- 2016 Thana -RAHUI District- NALANDA
(BIHARSHARIFF)

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Rajesh Paswan, Son of Shivbalak Paswan, Resident of Village –
Sulemanpur, P.S. – Rahui, District – Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Satyavrat Verma, Advocate.

For the Opposite Party : Mr. Rajesh Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 15-03-2017 Heard both sides.

The petitioner apprehends his arrest in Khurd Rahui
P.S. Case No. 240 of 2016 registered for the offences punishable
under Section 304(B) of the Indian Penal Code.

The informant got information that his daughter was
killed and when the informant went to the place of occurrence he
found his daughter was lying dead. The daughter of the informant
had visited the informant's house on the occasion of Raksha
Bandhan and she disclosed about torture and assault made by the
petitioner on her due to non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that the
petitioner is husband of the deceased. The marriage was
solemnized more than seven years before from the date of
occurrence. There is nothing on record to show that the petitioner



was ever torturing his wife. From the post-mortem report it would appear that no external injury was found on the dead body, but from the case diary it appears that the witnesses have stated that the deceased was assaulted by the petitioner and she died within seven years of her marriage in a suspicious circumstance.

Considering the facts aforesaid and the fact that the petitioner is husband of the deceased, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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