

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.91 of 2017

Arising Out of PS.Case No. -149 Year- 2015 Thana -SUGAULI District- EAST CHAMPARAN
(MOTIHARI)

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Rishi Kapoor Sahni, Son of Ialu Sahni, resident of Village- Dumari,
Chhapra Tola, Police Station- Sugauli, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Advocate.

For the Opposite Party/s : Mr. Shyam Bihari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 09-02-2017 Heard learned counsel for the petitioner and the State.

The petitioner seeks anticipatory bail in a case
instituted for the offence under Sections 302, 201 and 34 of the
Indian Penal Code.

It is alleged in the written report that the petitioner
along with the other accused persons killed the daughter of the
informant for non-fulfillment of demand of dowry. The marriage
of the daughter of informant was solemnized about three years
back.

Learned A.P.P. has pointed out that the informant in
his statement made in paragraph-4 and other witnesses in
paragraphs-6, 7 and 8 have supported the case of the informant of
committing physical and mental torture by the petitioner and other



accused persons for non-fulfillment of demand of dowry and ultimately committed the murder of the deceased.

The police in his supervision notes made in paragraph-25 of the case diary has stated about the demand of dowry by the accused persons and cremation of dead body, but in paragraphs-24 and 25 of the supplementary case diary, the witnesses have stated that on the date of occurrence, altercation took place between the husband and wife for which the wife committed suicide. As such, from the statement of these two witnesses also, it is clear that the death of the deceased was not natural death rather she committed suicide after altercation with the petitioner. The petitioner is husband of the deceased.

Considering the aforesaid facts and circumstances of the case, this Court is not inclined to grant anticipatory bail to the petitioner.

The prayer for anticipatory bail of the petitioner stands rejected.

The petitioner is directed to surrender before the court below and pray for regular bail.

(Sanjay Priya, J)

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