

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43586 of 2017

Arising Out of PS.Case No. -75 Year- 2016 Thana -MARANCHI District- PATNA

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1. SUMAN KUMAR @ ROCKY KUMAR @ RAIKY KUMAR Son of
Awadesh Singh Resident of Village: Rampur Dumra, P.S: Maranchi,
District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nand Kishore Singh

For the Opposite Party/s : Mr. Sri Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 02-01-2018

Heard both sides.

The petitioner apprehends his arrest in Maranchi
P.S. case No. 75 of 2016 for the offences punishable under Section
304B/34 of the Indian Penal Code.

The informant, brother of the deceased, alleged that
his sister was married to the petitioner in the year 2009 but the
petitioner and other in-laws of his sister used to subject her to
different sorts of torture due to non fulfillment of demand of
dowry. The informant further alleged that his sister was done to
death on 15.11.2016.

Sri Vikash Kumar Sharma, the learned counsel for
the petitioner, submits that the marriage was solemnized in the
month of May, 2009. She died admittedly after seven years of the
marriage. It has come during the course of investigation that the
deceased herself committed suicide as the door was found locked
from inside. Her dead body was found hanging in a ceiling fan and



the door was opened from outside after getting the information that dead body of deceased was hanging. It is further submitted that petitioner took his wife to hospital but the doctor declared her brought dead. It is not a case of dowry death rather the deceased, on account of same family dispute, committed suicide. The petitioner is the sole member to look after his minor children.

The learned A.P.P., however, opposed the prayer for anticipatory bail.

From perusal of the FIR, it appears that brother of the deceased made specific allegation that the petitioner used to subject his wife to different sorts of torture due to non fulfillment of demand of dowry. The informant came to know from the doctor that his sister was brought to hospital but she was dead. During the course of investigation, the witnesses have also stated that there was some quarrelling in the family.

Considering the nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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