

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11530 of 2018

Arising Out of PS.Case No. -159 Year- 2016 Thana -BHAGWANPUR District-
VAISHALI(HAJIPUR)

=====

Chhotan Singh @ Sidhyanath Kumar Singh S/o Ram Shankar Singh
Resident of Village-Harpur Kasturi, P.S. Bhawanpur, District-Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh

For the Opposite Party/s : Mr. Sri Zainul Abedin

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 30-03-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
05.12.2017 in connection with Bhagwanpur P.S. Case No. 159 of
2016 for offences punishable under Sections 304(B)/34 of the
Indian Penal Code.

The prosecution case, as lodged by the informant, is
that his daughter Ritu Kumari was married to the petitioner in the
year 2016 but due to non-fulfillment of demand of dowry, the
daughter was killed and her body was being tried to dispose off
but the informant saw the dead body in a half burnt condition. It is
alleged that the petitioner who is husband along with the family
members have killed his daughter by pouring kerosene oil for non-



fulfillment of demand of dowry.

It has been submitted by the learned counsel for the petitioner that he is innocent and has been falsely implicated in the aforesaid case. He submits that a compromise has been done between the parties and that no such occurrence took place rather the deceased died a natural death while she was preparing meal and the petitioner was not instrumental in killing the deceased by pouring kerosene oil.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, I am not inclined to grant privilege of bail to the petitioner at this stage in connection with Bhagwanpur P.S. Case No. 159 of 2016 pending in the court of learned Additional Chief Judicial Magistrate-III, Vaishali at Hajipur.

The application is, accordingly, rejected. However, the petitioner is at liberty to renew his prayer for bail after framing of charge.

(Nilu Agrawal, J)

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