

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26223 of 2018

Arising Out of PS. Case No.-113 Year-2016 Thana- NIRMALI District- Supaul

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Anish Kumar @ Anish Kumar Sah @ Sonu Kumar @ Sonu Kumar Sah, Son
of Late Satya Narayan Sah, resident of Police Station- Nirmali, District-
Supaul.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun

For the Opposite Party/s : Mr. Sri Rajeev Nayan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 10-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 498A, 304B, 201/34 of the Indian Penal
Code.

Allegation against the petitioner is of committing
torture, assault and thereafter committed murder of the victim
due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 17.08.2017 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has been made



accused due to mistake of fact. At the relevant time, the petitioner was residing in Nepal. There is no substantive evidence to show his implication in the present case.

On behalf of the State, it is stated that the petitioner is named in the F.I.R. He is the husband of the deceased. The onus is on him to explain the cause of death of his wife.

Considering the nature of accusations made in the present case, I am not inclined to grant bail to the petitioner. Prayer is rejected. The Court below is directed to take all necessary steps to expedite the trial.

(Sudhir Singh, J)

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