

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20635 of 2019

Arising Out of PS. Case No.-180 Year-2018 Thana- CHANDAUTI District- Gaya

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Rahul Kumar @ Rahul Ray Son of Kamta Yadav Resident of Village-
Habbipur, P.S.- Chandauti, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Satya Veer, Advocate

For the Opposite Party/s : Mr.Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

6 07-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner who is in custody since 25.10.2018 has
filed the instant application for grant of bail in connection with
Chandauti P.S. Case No. 180 of 2018 registered for the offence
punishable under sections 304B, 201 and 34 of the Indian Penal
Code.

The allegation against the petitioner who happens to
be the husband of the deceased is of torture etc. and ultimately
killing of the daughter of the informant. It is also alleged by the
informant that white foam was seen coming out of his daughter's
mouth.

It is submitted by learned counsel for the petitioner
that it was the petitioner himself who informed the informant



with respect to the death of his daughter which appears to be a mishap. Further no injury was found on the body of the deceased and it is for this reason that the parties have arrived at amicable settlement.

The application for bail was opposed by learned APP for the State submitting that the petitioner happens to be the husband of the deceased. The allegation is of the deceased being poisoned which is substantiated from the post-mortem report from which it transpires that the stomach was congested with a few haemorrhagic spots and contains about 30 ml of turbid fluid with offensive smell.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, the Court is not inclined to enlarge the petitioner on bail.

The application for bail is rejected.

(Partha Sarthy, J)

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