

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79522 of 2018

Arising Out of PS. Case No.-130 Year-2018 Thana- MAJHAULIA District- West Champaran

Raju Miyan S/o Akari Miyan R/vill-Senuwariya,Darji Tola,P.S-
Majhauriya,Distt.-West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar No.-7

For the Opposite Party/s : Mr. Chandrasen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 304(B)/34 of the Indian Penal Code.

The prosecution case, in brief, is that the informant's
daughter was done to death in her matrimonial home by the
accused persons due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner has been falsely implicated in the
present case. There is no eye witness to the alleged occurrence
nor there is any specific allegation against the petitioner.

On behalf of the State , it is submitted that the petitioner is
husband of the deceased. The onus is upon him to explain the



cause of death of the deceased.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, prayer for anticipatory bail of the petitioner in connection with Majhauriya P.S. Case No. 130 of 2018 is rejected.

If the petitioner surrenders in the court below and seeks regular bail, the same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

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