

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23823 of 2019

Arising Out of PS. Case No.-29 Year-2018 Thana- BELCHHI District- Patna

MITHU BIND @ MITHU JAMADAR Son of Uday Bind @ Uday Jamadar
Resident of Village- Korari, P.S.- Belchhi and District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar Sinha

For the Opposite Party/s : Mr. Md. Aslam Ansari

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 12-04-2019 Heard both sides.

The petitioner apprehends his arrest in Belchhi P.S.
case No. 29 of 2018 registered under Section 304B/34 of the
IPC.

The informant alleged that he solemnized marriage of
his daughter with the petitioner two years ago. The petitioner
and his family members were torturing his daughter and due to
non fulfillment of demand of dowry they killed his daughter.

The learned counsel for the petitioner submits that
petitioner is a labour. He is working outside his village. The
wife of petitioner committed suicide. Sri Devi, grand mother-in-
law of deceased, has already been granted anticipatory bail. One
of the brothers-in-law, Ravindra Kumar, has also been granted
anticipatory bail and in the case of father-in-law case diary is



called for. Grand father-in-law of deceased has been granted regular bail. Of course, the petitioner is husband of deceased but no specific allegation of demand of dowry and assault is made against the petitioner but from perusal of the FIR itself it appears that marriage of deceased with petitioner was solemnized only two years ago. Wife of the petitioner died in suspicious circumstances. On the date of death the deceased informed her brother about the torture given by the petitioner and others and when the brother and father along with others came they saw the dead body of deceased lying inside the house and family members were not present.

Taking into consideration the facts aforesaid and the nature of allegation made against the petitioner and the fact that petitioner is husband of the deceased and his wife died unnatural death within two years of her marriage, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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