

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1745 of 2020

Arising Out of PS. Case No.-224 Year-2019 Thana- MUSAHARI District- Muzaffarpur

Manish Kumar @ Manish Ram Son of Ram Pravesh Ram Resident of
Village- Nawada, P.S.- Mushahari, District- Muzaffarpur ... Petitioner

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioner : Mr.Bela Singh, Advocate

For the Opposite Party/s : Mr.Ashok Kr Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 26-08-2020 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner as well as
learned counsel for the State.

The petitioner, who is husband of the deceased,
apprehends his arrest in a case registered for offence under
section 304B/34 of the IPC.

It is alleged that the petitioner with the aid of his
family members subjected informant's daughter/the victim to
cruelty for fetching dowry and on non-fulfilment of the same,
all the accused persons strangled her to death.

Learned counsel for the petitioner submits that in fact
the petitioner was in job in Bangluru when the occurrence took
place. He submits that the victim was a lady of short
temperament and on a trivial issue took place between her and
his parents, she committed suicide. Other co-accused have
already been allowed pre-arrest bail by different benches of this
Court mentioned in paragraph 17 of the bail petition.

While opposing the prayer for bail, learned counsel
for the State submits that the marriage took place on 19.4.2019
and the alleged offence was committed by the petitioner and his
family members on 18.9.2019. Witnesses have also supported
the allegation levelled against the petitioner.



In view of the fact that the petitioner is the husband of the deceased, death has occurred in her matrimonial house within seven years of the marriage and there is allegation against the petitioner, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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