

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26747 of 2020

Arising Out of PS. Case No.-612 Year-2019 Thana- BETTIAH CITY District- West
Champanan

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Mangal Mahto S/o Vitan Mahato Resident of Village-Pathri Ghat (Chath
Ghat), P.S.-Bettiah Town, District-West Champanan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar
For the Opposite Party/s : Mr.A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-10-2020 Heard learned counsel for the parties through video
conferencing.

This relates to grant of bail to the petitioner in Bettiah
Town P.S. Case No. 612 of 2019 registered for the offence
under Sections 304(B)/34 of the Indian Penal Code.

As per the prosecution case, on 18-08-2019, a phone
call from the co-villager came to the informant to the effect that
informant's sister had died. It is further alleged that four years
ago, the sister of the informant was married with this petitioner,
which was a love marriage. On getting such information, the
informant rushed to the matrimonial home of his sister and
found the door closed. Thereafter, with the help of police, the
door of the house was opened and informant saw the dead-body
of his sister. It is further alleged that 3-4 months ago, the
deceased had informed the informant that she was being



tortured for demand of dowry of Rs. 1,50,000/-.

It is submitted on behalf of petitioner that deceased was second wife of the petitioner and out of the wedlock, two children namely Ramu Mahto (aged about 5 years) and Lali Kumari (aged about 3 years) were born. It is further submitted that deceased died due to suffering from various ailments. Petitioner is in custody since 19-08-2019.

However, counsel for the State has vehemently opposed the bail application and submitted that petitioner is husband of the deceased and there is specific allegation against him of demand of dowry and causing death of his wife.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. Accordingly, the bail application of petitioner is rejected.

(Prabhat Kumar Singh, J.)

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