

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30040 of 2020

Arising Out of PS. Case No.-90 Year-2019 Thana- SARMERA District- Nalanda

Chhotu Kumar Son of Late Kailash Prasad Resident of Village - Gopalbad,
P.O. - Sarmera, P.S. - Sarmera, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhola Kumar

For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-11-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in Sarmera P.S. Case No. 90
of 2019, registered for the offence punishable under Sections
302, 201/34 of the Indian Penal Code.

As per prosecution case, the daughter of the
informant was married with petitioner in the year 2010 and it is
alleged that after the marriage, this petitioner alongwith his
family members started demanding Rs. Three lacs, as dowry,
which was denied by the informant, and as such, accused
persons started torturing informant's daughter. It is further
alleged that this petitioner had some illicit relation with some
other girl, which was protested by informant's daughter, as a
result of which, she was abused and assaulted by the petitioner.



On 11-06-2019, the informant received an information that her daughter has been done to death by her in-laws members and her dead body was disposed.

It is submitted on behalf of petitioner that petitioner has been falsely implicated in this case. The daughter of the informant died due to fever and diarrhoea and informant and her family members were present at the time of funeral. There is no specific allegation against this petitioner and petitioner is in custody since 12-06-2019.

However, counsel for the State has opposed the bail application and submitted that petitioner is husband of the deceased and deceased died in her matrimonial home and there is allegation of demand of dowry.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner and as such, the bail application stands dismissed.

(Prabhat Kumar Singh, J.)

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