

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81934 of 2019

Arising Out of PS. Case No.-145 Year-2017 Thana- KARJA District- Muzaffarpur

Sadre Alam, Son of Md. Jafeer. Resident of Village - Darapatti, P.S.- Karja,
District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pradeep Kumar Sinha

For the Opposite Party/s : Mr.Narendra Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 16-01-2020 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioner is accused in connection with Karja
(Muzaffarpur) P.S. Case No. 145 of 2017, registered under
Sections 341, 307 and 120(B) of the Indian Penal Code and later
on, Section 304(B) of the Indian Penal Code, pending in the
court of 7th Additional Sessions Judge, Muzaffarpur.

The accusation is that, informant, Rabana Khatoon
(deceased) was present at her Sasural in village Darapatti in the
evening of 19.08.2017. At that time, her husband and in-laws
used to give pressure to bring money from her Maika as dowry
then she refused. In the meantime, her husband (petitioner) and
other in-laws sprinkled Kerosene oil and set her on fire and fled



away. Thereafter, neighbours came there and informed to her Maika people then her Maika people came there and rushed to her at S.K.M.C.H, Muzaffarpur, where her statement was recorded.

Learned counsel for the petitioner submits that admittedly, petitioner is the husband of informant, Rabana Khatoon (deceased) and due to short temper she committed suicide by putting fire herself and she was rushed at S.D.M.C.H, Muzaffarpur, by the petitioner and his family members but due to ulterior motive, the present case has been lodged with false allegation. Further submission is that other co-accused, Md. Zafir and Jarina, who are in-laws of the deceased-informant, have already been allowed privilege of bail by a Bench of this Court vide order dated 01.07.2019 passed in Criminal Misc. No. 23180 of 2019.

Having considered the facts and circumstances of the case and the dying declaration of the informant (deceased), I am not inclined to grant bail to the petitioner. Accordingly, his prayer for grant of bail stands rejected.

(Rajendra Kumar Mishra, J)

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