

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.586 of 2020

Arising Out of PS. Case No.-124 Year-2019 Thana- PALASI District- Araria

MD. MUSAHID @ MUSAHID S/o- Hasibur Rahman @ Md. Hasibur
Rahman Resident of Village- Blesari (Hatgaon), P.S.- Palasi, District- Araria.
... .. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 16-01-2020 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection
with Palasi PS case no. 124 of 2019 instituted for the offences
punishable under Section 304(B)/34 of Indian Penal Code.

The case of the prosecution in brief is that the
daughter of the informant namely Suhana Perween had
solemnized marriage with the petitioner herein as per the
Muslim rites and customs and after the daughter of the
informant had gone to her matrimonial home, the accused
persons including the petitioner herein, who happens to be the
husband of the daughter of the informant, had started harassing
and torturing the daughter of the informant on account of
non-fulfilment of the demand for dowry to the tune of
Rs. 2 lacs. It is further alleged that the accused persons had



thereafter killed the deceased victim lady on account of non-fulfilment of the demand for dowry by assaulting her and strangulating her by tying rope around her neck.

The learned counsel for the petitioner has submitted that the petitioner is innocent, is having a clean antecedent and is languishing in custody since 06.11.2019.

I have heard and considered the submissions made by the learned counsel for the parties and I find that there is clear allegation of the accused persons including the petitioner herein who is the husband of the deceased, of having killed the deceased victim lady on account of non-fulfilment of the demand for dowry. The complicity of the petitioner cannot be ruled out since he happens to be the main accused in the present case.

Considering the grievous nature of allegation leveled against the petitioner as also considering the seriousness of the accusation, I find that no case is made out *qua* the petitioner herein for the purposes of grant of regular bail, as such, the present petition stands dismissed.

(Mohit Kumar Shah, J)

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