

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.12301 of 2021**

Arising Out of PS. Case No.-77 Year-2020 Thana- CHAKAI District- Jamui

SANTU YADAV Son of Narayan Yadav Resident of Village - Nakta, P.S.-  
Chakai, District - Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay  
For the Opposite Party/s : Mr.Mustaque Alam, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH  
ORAL ORDER**

3      16-08-2021                      This matter is taken up for consideration through  
Video Conferencing.

Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of bail in Chakai P.S.  
Case no. 77/2020 registered for the offence punishable under  
sections 304B and 120B/34 of the Indian Penal Code.

As per prosecution case, daughter of the informant was  
married with this petitioner in the month of June, 2019 and  
thereafter it is alleged that this petitioner along with others  
subjected her to torture and cruelty for dowry and due to non-  
fulfillment of the same, she was killed by this petitioner and  
others.

It is submitted on behalf of the petitioner that petitioner  
is innocent and has been falsely implicated in this case.



Petitioner being husband of the deceased had never demanded any dowry as being simply a labour. It is further submitted that on the alleged date of occurrence, petitioner had gone to collect fire wood where he was informed that his wife had committed suicide. During investigation, large number of witnesses have stated that the deceased had committed suicide. It is also submitted that post mortem report falsifies whole allegation. Petitioner is in custody since 08.07.2020.

However, learned counsel for the State opposed the prayer for bail and submitted that this petitioner happens to be husband of the deceased and she died within seven years of marriage in other than normal circumstances at her matrimonial home.

Considering the rival submissions and materials on record that this petitioner being husband of the deceased and deceased died within seven years of marriage under other than normal circumstances, this bail application is rejected.

**(Prabhat Kumar Singh, J)**

s.hassan/-

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