

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30325 of 2021**

Arising Out of PS. Case No.-11 Year-2020 Thana- SALAIYA District- Aurangabad

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JAI PRAKASH SINGH @ JAY PRAKASH SINGH SON OF LATE SUNIL
SINGH R/O VILLAGE- BAIJU BIGHA, P.S.- SALAIYA, DISTRICT-
AURANGABAD

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Singh

For the Opposite Party/s : Mr. S. M. Rahman, APP

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

4 22-10-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 304(B) of the Indian Penal
Code.

As per the prosecution case, niece of the informant
was married to this petitioner on 16.04.2020 and she was killed
within seven years of her marriage due to non fulfillment of
demand of dowry.

Learned counsel appearing for the petitioner submits that
petitioner is innocent and has falsely been implicated in the case and
no such occurrence, as alleged in the FIR, has taken place. In fact this
petitioner resides in Orissa and he works there and was not present at
the time of occurrence. It is further submitted that it was a



love marriage and as such there was no question of demand of dowry. The deceased was calling her husband on mobile to her matrimonial house from Orissa and when petitioner denied she became angry and committed suicide by hanging herself. Petitioner is in custody since 01.02.2021.

Learned counsel appearing for the State opposes the prayer for bail and submits that deceased died within seven years of her marriage under abnormal circumstances.

Considering the facts of the case and the nature of accusation made against this petitioner, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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