

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.29225 of 2020**

Arising Out of PS. Case No.-79 Year-2019 Thana- PANJWARA District- Banka

RABI MANDAL Son of Dil Mohan Mandal Resident of Village - Chaohra,  
P.S.- Panjwara, Dist.- Banka.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Pandey

Mr. Jai Shankar Prasad

For the Opposite Party/s : Mr.Umeshanand Pandit, APP

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

4      19-02-2021                      Heard learned counsel for the petitioner and learned  
A.P.P for the State.

The petitioner apprehends his arrest in Panjwara P.S.  
Case No. 79 of 2019, registered for the offence punishable  
under Sections 304(B), 120B and 34 of the Indian Penal Code  
and section 3/4 of the Dowry Prohibition Act.

As per the prosecution case, daughter of the informant  
was married with this petitioner five years back and since then  
all the accused persons including this petitioner subjected her to  
torture and harassment for non-fulfillment of demand of dowry.  
Ultimately, on 19.07.2019 they assaulted the deceased and killed  
her by strangulation.

It is submitted on behalf of the petitioner that at the



time of incident petitioner was not present at the place of occurrence and he has been made accused in this case simply because he is husband of the deceased. There is general and omnibus allegation and no specific allegation has been alleged against this petitioner.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner is husband of the deceased and she died within seven years of her marriage at her sasural.

Considering the facts aforesaid and gravity of offence, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

**(Prabhat Kumar Singh, J)**

vinita/-

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