

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29612 of 2020

Arising Out of PS. Case No.-450 Year-2019 Thana- KHARHAGPUR District- Munger

MD. AURANGZEB @ AURANGZEB @ ALAMGIR @ AURANGZEB
KHAN Son of Md. Wahabuddin @ Wahab Resident of Village/ Muhalla-
West Azimganj (Momin Tola), Police Station- Kharagpur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjiv Kumar Singh, Advocate.
For the Opposite Party/s : Mr. Shyam Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 15-01-2021 This matter has been taken up in virtual Court.

Heard the parties.

The petitioner is languishing in custody for the
offence punishable under Section 304(B) of the Indian Penal
Code.

Petitioner is husband of the victim of dowry death.
Wife of the petitioner died within a year of her marriage in her
matrimonial house in unnatural circumstance. There is
allegation of demand of dowry and torture for the same.

Learned counsel for the petitioner submits that the
petitioner is in custody since 31.12.2019. Investigation of the
case is already complete. Petitioner is ready to cooperate with
the trial. The victim died of illness as she was suffering from
Migraine. Reliance has been placed on medical prescription and



report at Annexure-3.

Annexure-3 does not reveal that the victim was suffering from Migraine. The forensic examination report of the viscera is still awaited.

Considering the presumption of law against the petitioner on the basis of material available on the record, I am not inclined to enlarge the petitioner on bail for the present in connection with Kharagpur P.S. Case No. 450 of 2019.

Hence, prayer for bail is refused.

The Director, Forensic Science Laboratory is directed to urgently transmit the forensic examination report in connection with Kharagpur P.S. Case No. 450 of 2019.

Learned trial Judge is directed to expedite the trial of the aforesaid case.

(Birendra Kumar, J)

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