

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40963 of 2021

Arising Out of PS. Case No.-455 Year-2020 Thana- HARSIDHI District- East Champaran

Md. Khalid S/o Abdul Hameed R/o Harpur Rai, P.S. Harsiddhi, District East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Patanjali Rishi

For the Opposite Party/s : Mr.Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 15-11-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Harsiddhi P.S. Case No.
455 of 2020, registered for the offence punishable under
Sections 304(B)/34 of the Indian Penal Code.

As per the prosecution case, petitioner and his family
members used to torture the daughter of informant for dowry
and committed her murder due to non-fulfillment of demand of
dowry. Petitioner is husband of the deceased.

It is submitted on behalf of the petitioner that
petitioner is innocent and has committed no offence. No such
occurrence has ever taken place and there was no demand of
dowry by the petitioner. In fact, petitioner was at Nepal for
earning his livelihood at the time of occurrence. There is general



and omnibus allegation against petitioner. Petitioner is in custody since 17.12.2020 having no criminal antecedent.

Learned APP however, vehemently opposed the prayer for bail.

Considering the facts aforesaid and the nature of allegation and the fact that petitioner is husband of the deceased and deceased died in unnatural circumstance within seven years of marriage at her matrimonial home, I am not inclined to enlarge the petitioner above-named on bail.

Accordingly, the prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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