

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51380 of 2021

Arising Out of PS. Case No.-77 Year-2020 Thana- MANJHAGARH District- Gopalganj

Rajendra Mahto @ Rajinder Mahto S/o Genna Mahto @ Genu Mahto R/o
village- Jhajhwa, P.S.- Manjhagarh, District- Gopalganj

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Ranjan

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 29-11-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Manjhagarh P.S. Case No.
77 of 2020, registered for the offence punishable under Sections
302, 201 and 34 of the Indian Penal Code.

As per the prosecution case, all the accused persons
including this petitioner committed murder of informant's
daughter by throttling her neck due to non-fulfillment of
demand of dowry. Petitioner is husband of the deceased.

It is submitted on behalf of the petitioner that
petitioner has been falsely implicated in this case due to ulterior
motive. The marriage took place twelve years ago. No such
occurrence has ever taken place and there was no demand of
dowry by the petitioner. In fact, deceased died due to heart



disease and due to poverty petitioner could not provide her better medical treatment. There is general and omnibus allegation. Petitioner is in custody since 22.03.2021 having no criminal antecedent.

Learned APP however, vehemently opposed the prayer for bail and submitted that there is specific and direct allegation against this petitioner of demand of dowry.

Considering the facts aforesaid and the nature of allegation and the fact that petitioner is husband of the deceased, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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