

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40504 of 2020

Arising Out of PS. Case No.-277 Year-2019 Thana- DINARA District- Rohtas

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DHARMENDRA GUPTA @ DHARMENDRA SAH SON OF SHAYAM
BIHARI SAH RESIDENT OF VILLAGE - BISI KALA, P.S. - DINARA,
DISTRICT - ROHTAS

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Brajesh Tiwary

For the Opposite Party/s : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-02-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner is the husband who has been in custody
since 07.11.2019 in connection with Dinara P.S. Case No.
277/2019 registered for the offences punishable under Sections
304(B)/34 of the Indian Penal Code.

As per the prosecution case, this petitioner along with
other co-accused (in-laws) tortured the deceased for demand of
dowry and due to non-fulfillment of the same, she was killed by
them.

It is submitted on behalf of the petitioner that the
deceased committed suicide and at the time of occurrence, the
petitioner was working in Indore (M.P.) and after getting



information, he came back and informed the informant and her family members about the incident.

However, learned A.P.P. appearing on behalf of the State vehemently opposed the bail application and submitted that there is allegation of demand of dowry and the petitioner happens to be husband of the deceased. It is further submitted that the doctor has opined the cause of death due to hanging and the deceased was found dead in her matrimonial home.

However, considering the fact that petitioner is the husband who has the moral responsibility to take care of his wife and the death occurred on account of demand of dowry, I am not inclined to grant bail to this petitioner.

It is accordingly rejected.

Trial Court is directed to conclude the trial as early as possible.

(Prabhat Kumar Singh, J)

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