

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2544 of 2021

Arising Out of PS. Case No.-146 Year-2017 Thana- PAROO District- Muzaffarpur

Chandra Mohan Ram Son of Late Jagarnath Ram Resident of Village -
Raghunathpur, P.s.- Paroo, Dist.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nachiketa Jha, Adv.

For the Opposite Party/s : Mr. Uday Chand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 13-04-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 302/34 of the Indian Penal
Code and Section 3/4 of the Dowry Prohibition Act.

Informant has alleged that marriage of his sister was
solemnized with the petitioner three years back but due to non-
fulfillment of demand of motorbike, ring, chain etc in dowry,
she was killed by her husband and other matrimonial people by
pressing her neck.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that informant is not the eye witness to the said
occurrence. There is general and omnibus allegation of demand



of dowry against all accused persons. No specific allegation against the petitioner. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail application and he is languishing in judicial custody since 20.04.2020.

However, learned APP for the State opposes the prayer for bail stating therein that postmortem examination report incorporated in para-10 of the case diary reveals that the deceased died due to asphyxia as a result of ante-mortem hanging.

Considering the fact that petitioner is the husband of the deceased, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for bail is rejected in connection with Paroo P.S. Case No. 146/2017 pending before the court of the learned S.D.J.M. (west), Muzaffarpur.

However, learned trial court is directed to expedite the trial.

(Anjani Kumar Sharan, J)

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