

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9554 of 2021

Arising Out of PS. Case No.-150 Year-2020 Thana- RAFIGANJ District- Aurangabad

Pawan Kumar S/O- Ramsrup Das R/O Village- Gordiha, P.S-Rafiganj,
District-Aurangabad (BIHAR)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Ms. Asha Devi, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 31-08-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

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

As per the prosecution case, marriage of informant's
sister was solemnized with petitioner in the year 2017. After
marriage, petitioner and his family members started demanding
dowry and subjected her to torture and harassment. It is further
alleged that the accused persons committed murder of
informant's sister by setting her on fire 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, deceased went to cook food, but due to leakage of gas she caught fire and on alarm petitioner came and tried to defuse the flame and in course of same his palm got burnt. There is general and omnibus allegation. Petitioner is in custody since 22.07.2020 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 her marriage, 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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