

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7127 of 2022**

Arising Out of PS. Case No.-269 Year-2018 Thana- SARAIYA District- Muzaffarpur

MD SARFARAJ ALAM @ MUNNA S/o Late Md. Sattar @ Late Sheikh
Sattar R/o Village- Tilbihta, P.S.- Jaintpur O.P. (Saraiya), District-
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Adv

For the Opposite Party/s : Mr. H.A. Khan, APP
Mr. Rajendra Nath Jha, Adv

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 01-08-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to remove the
defects within four weeks of resumption of normal court
proceedings. In the eventuality of non-removal of defects within
stipulated period, office will place the matter before the Bench.

The petitioner apprehend his arrest in a case registered for
the offence punishable under sections 341, 323, 304(B), 504,
506/34 of the Indian Penal Code.

Allegedly, the petitioner assaulted the daughter of the
informant for demand of dowry. The matter was compromised in
panchayati, but later on they again started demanding dowry and
assaulted her with lathi and danda, due to which she sustained



injuries and during the period of treatment, she died.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. He has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioner is not specific rather general and omnibus in nature. It is submitted that the petitioner is not named in the F.I.R. and his name came during the investigation. He further submits that the daughter of the informant was living with her father before her death. Petitioner has one criminal antecedent, which is also mentioned in para-3 of the bail application.

Learned APP for the State opposed the prayer for anticipatory bail.

Having regard to the facts and circumstances of the case, petitioner is the husband of the deceased, I am not inclined to grant bail to the petitioner. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

This application is accordingly, dismissed.

(Anjani Kumar Sharan, J)

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