

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8377 of 2022**

Arising Out of PS. Case No.-186 Year-2019 Thana- DHAKA District- East Champaran

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Anwarul Haque, Son of Soyeb @ Ganaur @ Soyeb Alam @ Shoaib Alam,  
Resident of Village-Sorpaniya, P.S.-Dhaka (Pachpakadi), District-East  
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Indu Bhushan, Advocate

For the Opposite Party/s : Mr.Mohammed Arif, APP

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**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

3      13-04-2022                      Heard learned counsel for the petitioner and the  
  
learned APP for the State.

The petitioner seeks bail in connection with Sessions  
Case No.207 of 2021 arising out of Dhaka (Pachpakadi) P.S.  
Case No.186 of 2019 registered for the offence punishable  
under Section 304B/34 of the Indian Penal Code, which is  
pending in the court of learned 21<sup>st</sup> Additional Sessions Judge,  
East Champaran, Motihari.

Prayer for bail was earlier rejected on 21.06.2021 in  
Cr.Misc. No.857 of 2021. The prayer has been renewed.

As per the report dated 03.03.2022 received from the  
trial court, two prosecution witnesses have been examined. The  
rest prosecution witnesses, including informant, Doctor and



Investigating Officer, remain to be examined.

The prosecution case is that the informant's daughter was being tortured for dowry by her in-laws. She has been strangled and set ablaze by her husband, father-in-law and mother-in-law.

Counsel for the petitioner submits that the petitioner has now remained in custody since 10.06.2019. He refers to depositions of two witnesses, copies of which have been placed on record by way of supplementary affidavit.

The learned APP has reiterated the submissions advanced while the petitioner's prayer for bail was being considered on 21.06.2021 to the extent that unnatural death has occurred within seven years of marriage. The First Information Report alleges demand of dowry. Death has been found to be caused due to haemorrhage on account of burn injuries. The petitioner is the husband.

Considering the entirety of the circumstances arising from the aforesaid submissions, this Court would observe that the three remaining witnesses be examined by the court expeditiously without undue adjournments or unnecessary delay. No case is made out for taking a different view than what has been taken by this Court in the order dated 21.06.2021 passed in



Cr.Misc. No.857 of 2021.

The application stands rejected.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

**(Madhuresh Prasad, J)**

PNM

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