

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12867 of 2020

Arising Out of PS. Case No.-118 Year-2019 Thana- UJIYARPUR District- Samastipur

Md. Pravej Alam Son of Md. Badrujjama, Resident of Village - Chandchour,
Mathurapur, P.S.- Ujiyarpur, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Zeyaul Hoda

For the Opposite Party/s : Mr.Akhileshwar Dayal

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 28-01-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Ujiyarpur P.S. Case No.
118 of 2019, registered for the offence punishable under Section
304(B)/34 of the Indian Penal Code.

As per the FIR, this petitioner along with in-laws
killed the sister of informant due to non-fulfillment of demand
of dowry.

It is submitted on behalf of the petitioner that
petitioner is husband of the deceased and has committed no
offence as alleged in the FIR. As a matter of fact, deceased has
committed suicide and she was always pressurizing the
petitioner to live in her *Maike* and on account of that reason she
committed suicide. The relation between the petitioner and the



deceased was cordial and out of the wedlock deceased had a four years daughter also. Number of witnesses have stated that the deceased committed suicide. As per the postmortem report, the doctor has found the cause of death Asphyxia due to hanging. There is general and omnibus allegation against this petitioner. Petitioner is in custody since 25.06.2019 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 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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