

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34734 of 2021

Arising Out of PS. Case No.-335 Year-2017 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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PRASHANT KUMAR ALIAS PRASHANT Son of Late Hariballabh Prasad
Singh @ Rajballabh Prasad Singh Resident of Village - Vivek Bihar
Samastipur, P.S.- Samastipur Muffasil, Distt.- Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey

For the Opposite Party/s : Mr.Anant Kumar-I

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

7. 15-04-2022 Heard learned counsel for the parties through video
conferencing.

The petitioner seeks bail in a case registered for the
offence under Section 304(B)/34 of the Indian Penal Code.

As per the prosecution case, daughter of the informant
was married with this petitioner in the year 2014 and due to
non-fulfillment of demand of dowry, she has been killed by
petitioner and his family members.

It is submitted that petitioner is innocent and has been
falsely implicated in this case by the informant. Petitioner was
leading happy conjugal life with the deceased. It is further
submitted that cause of death is snake bite, for which, she was
treated in Sadar Hospital, Samastipur and for better treatment,
she was referred to D.M.C.H., Darbhanga, but in spite of best



effort of petitioner, the deceased could not be saved and died.
Petitioner is in custody since 11.01.2021.

However, learned A.P.P. for the State opposed the bail petition and submitted that deceased died within seven years of marriage in unnatural circumstance at her matrimonial house. Petitioner is husband of the deceased and F.S.L. report reveals cause of death due to poisoning.

Considering the nature and gravity of offence and the fact that petitioner is husband of the deceased, I am not inclined to grant bail to the petitioner and same is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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