

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50358 of 2021

Arising Out of PS. Case No.-133 Year-2021 Thana- MADHAURAH District- Saran

MANOJ RAUT Son of Late Ramnath Raut Resident of Village - Marhowrah
Nagar Panchayat Ward No.- 13, Near Harbarnath Mandir, P.S.- Marhowrah,
District - Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sachida Nand Rai, Adv.

For the Opposite Party/s : Mr. Ram Sumiran Rai, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 24-03-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 304B and 34
of the Indian Penal Code.

As per the prosecution case, the daughter of the
informant who was married to the petitioner in the year 2014
was tortured and assaulted for nonfulfilment of the demand of
dowry to the tune of Rs.2 lacs. Ultimately she was done to death
by the accused persons including the petitioner herein.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case only
for the reason that he happens to be the husband of the
deceased. There is no eye witness to the occurrence. No



material has transpired to connect the petitioner with the alleged crime. Even in course of investigation it transpired that it was as a result of a trivial dispute that the deceased hung herself. The postmortem report also confirms the same. The petitioner is in custody since 13.3.2021 and has no criminal antecedent.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the materials on record including the contents of the case diary and the postmortem report, the Court is not inclined to enlarge the petitioner on bail and the application is rejected for the present.

Liberty is granted to the petitioner to renew his prayer for bail after framing of charge or after six months, whichever is later.

(Partha Sarthy, J)

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