

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40401 of 2022

Arising Out of PS. Case No.-225 Year-2021 Thana- KATORIYA District- Banka

BIRU KAPRI S/O LATE RAJENDRA KAPRI Resident of Village- Kevat
Tola, Radhanagar, P.S.- Katoria, District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandad Prasad, Advocate

For the Opposite Party/s : Mr.Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 12-10-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The case is registered under sections 302, 328/34
of the Indian Penal Code, in connection with Katoria P.S. Case
No. 225 of 2021.

As per the prosecution story, the petitioner was
married to Neelam Devi (deceased), sister of the informant but
was tortured for dowry every now and then. On 28.8.2021, the
informant got knowledge of alleged death of his sister.

Accordingly, the FIR was lodged.

Learned counsel for the petitioner submits that
although he is the husband, he did not had any role to play in the



matter and the police after investigation has submitted charge-sheet under section 306 of the Indian Penal Code.

Be that as it may, the petitioner being the husband cannot exonerate himself from the responsibility of having failed to protect his wife and the lady is now no more, this Court for the present is not inclined to grant him any relief and the prayer for bail is accordingly rejected.

(Rajiv Roy, J)

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