

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7216 of 2023**

Arising Out of PS. Case No.-189 Year-2021 Thana- NAYA RAM NAGAR District- Munger

RAVI KUMAR @ SURAJ KUMAR Son of Kishori Show Resident of village
- Singhiya, P.S.- Naya Ram Nagar, District – Munger. Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deep Nishi, Advocate
For the Opposite Party/s : Mr.Mohammad Sufyan,APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

3 21-06-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail, who is in custody since
29.09.2022 in connection with Naya Ram Nagar P.S. Case No.
189 of 2021, F.I.R. dated 05.11.2021 registered for the offence
punishable under Sections 304(B)/34 of the Indian Penal Code
and Section 3/4 of Dowry Prohibition Act.

Allegation against the petitioner is that he alongwith
other co-accused persons have in furtherance of their common
intention committed the dowry death of the daughter of the
informant.

Learned counsel appearing for the petitioner submits
that the petitioner has clean antecedent. He has falsely been
implicated in the present case. Further submits that the
allegation as alleged in the FIR is false and fabricated. Petitioner



has not committed any offence as alleged in the FIR.

Learned APP for the State, on the other hand, on the basis of the material available on the record and the case diary has vehemently opposed the prayer for bail of the petitioner and submits that the postmortem report as well as the viscera report of the deceased suggest that the deceased had died due to poison and result of examination of F.S.L.that “Aluminium Phosphide was detected in the contents of each plastic dibba as described in the report. Aluminium Phosphide is commercially known as ‘CELPHOS’ is a severe gastro-intestinal irritant. It is used as a grain preservative and is highly poisonous”. Further submits that there is direct allegation against the petitioner.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Naya Ram Nagar P.S. Case No. 189 of 2021 pending in the court of learned Chief Judicial Magistrate, Munger.

Prayer is refused.

(Rajesh Kumar Verma, J)

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