

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8458 of 2023

Arising Out of PS. Case No.-883 Year-2022 Thana- JAHANABAD District- Jehanabad

MANTU KUMAR Son of Late Amrendra Kumar @ Nonu Jee R/v-
Kisrampur, P.S.- Okri (Ghoshi), District- Jehanabad

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

Mr. B.P. Singh

For the Opposite Party/s : Mr.Madhura Nand Jha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 28-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Jehanabad P.S. case No. 883 of 2022 instituted for the offence
under Sections 304(b) of the Indian Penal Code.

It is a case of causing death of his wife by the
petitioner after administering the poison.

Learned counsel for the petitioner submits that the
petitioner is innocent and committed no offence. The petitioner
is husband of the deceased due to which he has falsely been
implicated in this case. It is further submitted that marriage of
petitioner was solemnized with the deceased in the year of 2010,
hence no case u/s 304B of I.P.C is made out. There is no eye
witness of the alleged occurrence and no consistent evidence



against the petitioner. The petitioner has got no criminal antecedent and languishing in judicial custody since 04.11.2022.

Learned APP appearing for the state has opposed the prayer of regular bail and submitted that the petitioner is husband of the deceased upon whom, ample responsibility to keep his wife well. It is also submitted that as per the postmortem report, the cause of death of the deceased has been preserved for the want of viscera and according to the Viscera report, organochloro pesticide was detected in the body the deceased which is used for killing pests in agriculture and is highly poisonous. It is further submitted that during investigation, witnesses of this case have also supported the prosecution case.

Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

The trial Court is directed to expedite the trial and conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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