

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32216 of 2022

Arising Out of PS. Case No.-233 Year-2020 Thana- GURUA District- Gaya

Deepak Yadav Son Of Sitaram Yadav R/O Village-Pachmah, P.S.-Gurua,
District-Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Kumar, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

7 14-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks regular bail in connection with Gurua
P.S. Case No. 233 of 2020 registered for the offences punishable
under Sections 304 (B) and 201/34 of IPC.

As per the prosecution, the informant's daughter was
killed by this petitioner and her in-laws due to non-fulfillment of
dowry demand and a half burnt body of the victim was
recovered during cremation.

The main submissions advanced by learned counsel Mr.
Vinod Kumar, appearing for the petitioner are that the allegation
of dowry death against the petitioner made in the FIR is
completely false, in fact the victim who happens to be wife of
this petitioner, committed suicide and at the time of alleged



occurrence of suicide there was no one present from the family of the petitioner including the petitioner at the house and during the investigation some witnesses stated before the investigating officer that the deceased herself committed suicide and the concerned police officer who supervised the case also made the same conclusion and the petitioner has been languishing in jail for two years and one month and his case has been recently committed and his trial is not started till now. Further submission is that the informant participated in the cremation of the deceased and thereafter with malice intention he filed the instant case.

Learned APP Mr. Ram Naresh Ray has opposed the prayer for bail.

Having considered the seriousness of the occurrence which relates to dowry death allegedly committed by this petitioner and his family members for the demand of two lakh rupees and a motorcycle and the victim died unnatural death within two years of her marriage and as per the allegation the accused persons including the petitioner cremated the dead body of the deceased in hurried manner which goes against the petitioner, in the opinion of this Court the petitioner does not deserve to the privilege of bail at this stage. Accordingly, his



prayer for bail stands rejected.

The petitioner may renew his prayer for bail after six months if any significant progress is not made in his trial by the trial Court.

(Shailendra Singh, J.)

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