

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51039 of 2023

Arising Out of PS. Case No.-434 Year-2018 Thana- MALSALAMI District- Patna

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SURAJ KUMAR @ CHINTU @ CHINTU KUMAR S/O Arjun Prasad R/O
Mohalla- Nuruddinganj, Patna City, P.S- Malsalami, Distt.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Krishnakant Upadhyay, Advocate

For the Opposite Party/s : Mr.Ram Anurag Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

- 2 19-08-2023 1. Heard the learned counsel for the
petitioner and the learned A.P.P. for the State.
2. The petitioner apprehends his arrest in
connection with Malsalami P.S. Case No. 434 of
2018, registered for the offences punishable under
Sections 304(B), 120 (B) and 34 of the Indian Penal
Code.
3. The case of the prosecution, in brief,
according to the informant, is that the marriage of
the daughter of the informant was solemnized with
the petitioner on 21.06.2018 and during the course
thereof huge sums of dowry was given, whereafter
the daughter of the informant had gone to her



matrimonial home but the petitioner and his family members started demanding a four wheeler car and on account of non-fulfillment of the demand for dowry they used to torture and beat her and ultimately the accused persons including the petitioner herein had killed her by hanging her from a fan with her *saree*.

4. The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case and he is having a clean antecedent. The learned counsel for the petitioner has further submitted that the daughter of the informant had committed suicide, hence the petitioner is having no complicity in the matter.

5. *Per contra*, the learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail.

6. I have heard the learned counsel for the parties and I find from the records that the petitioner is the main accused in the present case and *prima facie* he is responsible for the murder of



his wife, hence I am not inclined to at least grant the privilege of anticipatory bail to the petitioner especially since the investigation is still going on, which the petitioner is yet to join, thus the present petition stands dismissed.

(Mohit Kumar Shah, J)

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