

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51791 of 2022

Arising Out of PS. Case No.-266 Year-2021 Thana- DUMRA District- Sitamarhi

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Himanshu Nikhil Son Of Late Ram Chandra Ram R/O Village- Hari Chhapra,
P.S.- Dumra, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Bharat Lal, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 27-02-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be
removed within a period of four weeks from today.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 304B, 328/34 of the Indian
Penal Code.

According to prosecution case, it is a case of dowry
death. Petitioner is the husband of the deceased.

Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that petitioner
is the husband of the deceased and the allegation as alleged in
the F.I.R. that the petitioner and other co-accused persons have



committed murder by administered poison to the daughter of the informant.

The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner on the basis of material available on record and viscera report submits that the viscera confirmed the allegation as alleged in the F.I.R. against the petitioner and the petitioner is the husband of the deceased and the death of the deceased within seven years of the marriage.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Dumra P.S. Case No. 266 of 2021 pending in the court of learned Chief Judicial Magistrate, Sitamarhi.

Prayer is refused.

(Rajesh Kumar Verma, J)

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