

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57620 of 2022

Arising Out of PS. Case No.-161 Year-2019 Thana- BELA District- Sitamarhi

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ASHOK KUMAR PASWAN Son of Jay Narayan Paswan @ Jai Narayan
Paswan @ Jai Paswan Resident of Village- Gorhari, P.S.- Bela, District-
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh, Advocate
For the Opposite Party/s : Mr.Md. Matloob Rab, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-02-2023 Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection
with Bela PS case no. 161 of 2019 instituted for the offences
punishable under Section 304(B)/34 of the Indian Penal Code.

The case of the prosecution in brief, according to the
informant, is that he had solemnized the marriage of his
daughter with the petitioner herein according to Hindu customs
and rites, whereafter her daughter had gone to her matrimonial
home, however, subsequently, the accused persons including the
petitioner herein started demanding dowry and finally, on
08.07.2019, the accused persons including the petitioner herein
murdered the daughter of the informant by hanging her on



account of non-fulfilment of the demand for dowry.

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 languishing in custody since 19.05.2022. The learned counsel for the petitioner has further submitted that the deceased victim lady had committed suicide and the petitioner is having no complicity in the matter.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available in the case diary as also considering the impugned order dated 23.07.2022, which is quite exhaustive, this Court finds that the complicity of the petitioner in the alleged occurrence is writ large and he is *prima facie* responsible for having murdered his wife on account of non-fulfilment of the demand for dowry, hence, I am not inclined to grant the privilege of bail to the petitioner herein, thus the present petition stands dismissed.

(Mohit Kumar Shah, J)

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