

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64759 of 2022

Arising Out of PS. Case No.-45 Year-2020 Thana- SAHPUR District- Patna

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SANTOSH KUMAR S/O RAM RATAN RAI @ RATAN RAI Resident of
Village- Madhopur, P.S.- Shahpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar
For the Opposite Party/s : Mr.Mohammed Arif

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 20-04-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Shahpur P.S. Case No. 45 of 2020, registered for offence
punishable under Sections 304(B)/201/34 of the Indian Penal
Code.

As per allegation, the sister of the informant was
married to the petitioner in the year 2020. The accused persons
tortured the victim for non-fulfillment of demand of dowry. On
15.02.2016, a case, vide Shahpur P.S. Case No. 22 of 2016, was
lodged under Section 498A of the Indian Penal Code and
Sections 3/4 of the Dowry Prohibition Act against the petitioner.
On 22.01.2020, the informant got an information that his sister



was murdered and the accused persons had concealed her dead body. Prior to the occurrence, the deceased on 14.01.2020 had apprised the informant that the named accused persons, including the petitioner, inflicted atrocities on her.

The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The other co-accused persons have been granted bail.

On the other hand, the learned APP has opposed the prayer for bail and submitted that the petitioner has solemnized second marriage.

The petitioner is husband of the deceased. There is allegation against him that he solemnized second marriage and he also inflicted atrocities on the deceased for non-fulfillment of demand of dowry. In my view, the petitioner does not deserve the privileges for bail. Accordingly, his prayer for bail is rejected.

(Nawneet Kumar Pandey, J)

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