

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68688 of 2022**

Arising Out of PS. Case No.-2062 Year-2006 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

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SK. CHOONA @ SK CHUNNA Son of Late Sk. Uddin @ Lalu Resident of
Village- Khanpur, P.S.- Pirpaity, District- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Md. Kamaruddin Son of Late Sk. Lokman Resident of Village- Ekdara, P.S.-
Kahalgaoon, District- Bhagalpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Davendra Kumar Pandey

For the Opposite Party/s : Mr.Rana Randhir Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 07-04-2023 Heard learned counsel for the petitioner and learned
Addl. Public Prosecutor.

The petitioner apprehends his arrest in a case registered for the offence under Sections 120(B), 304(B) and 498(A) of the Indian Penal Code and Section 3 / 4 of the Dowry Prohibition Act.

As per the complaint case, the allegation against petitioner and other co-accused is that daughter of the complainant was subjected to physical and mental torture for non-fulfillment of demand of dowry and it is further alleged that ultimately, she was done to death and her dead-body was disposed.



Counsel for the petitioner denies the allegation made in the complaint petition and submits that petitioner was working in Punjab, as a labour and prior to the present complaint, he lodged a complaint before the ward member of the *Panchayat* alleging therein that his wife has run away with someone with cash and ornaments. It is further submitted that petitioner also filed a *sanha*, bearing no. 5289/2006 on 13.11.2006, stating therein that his father-in-law has fled away with his daughter (wife of petitioner) and he has kept her in hidden place and this information was also given by him in local police station, Pirpainty and as such, only on suspicion, petitioner has been made accused in this case.

However, considering the nature of accusation and the fact that petitioner happens to be husband of the deceased, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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