

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72683 of 2022

Arising Out of PS. Case No.-114 Year-2022 Thana- CHARPOKHARI District- Bhojpur

KYAMUDIN ANSARI S/o Jamaludin Ansari @ Jamalu Miyan R/v- Bajen,
P.S.- Charpokhari, District- Bhojpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiva Ranjan

For the Opposite Party/s : Mr.Madhura Nand Jha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 31-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case instituted
for the offence under Sections 302 and 328 of the Indian Penal
Code.

3. The allegation against the petitioner is of killing the
daughter of the informant.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is the husband of the deceased.
From the perusal of the FIR, it appears that the petitioner himself
informed the matter to deceased's father(informant) requested to
come and also taken away immediately Ara for better treatment to
his wife and it is also clear that the petitioner and the deceased



resides peacefully and she herself taken poison due to mental disturbance. Petitioner is languishing in judicial custody since 12.06.2022.

5. Learned APP for the State has opposed the application for bail and submitted that petitioner is the husband of the deceased and the ample responsibility of taking care of his wife and keep with dignity is upon him, but he did not do so. The marriage between them was solemnized in the year 2015. From the perusal of the FSL report of the deceased, it appears that Aluminium Phosphide commercially known as Celphos was detected, which is highly poisonous. During investigation several witnesses have also supported the prosecution case.

6. Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. The trial Court is directed to conclude the trial expeditiously.

(Sunil Kumar Panwar, J)

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