

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18123 of 2024

Arising Out of PS. Case No.-470 Year-2023 Thana- BARBIGHA District- Sheikhpura

Deepak Kumar S/O Raghunandan Kumar @ Raghunandan Mahto Resident
Of Village-Chandukuan, P.S.-Barbiga, District-Sheikhpura.
... .. Petitioner/s

Versus

The State of Bihar
... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Pankaj Kumar, Advocate
For the Opposite Party/s : Mr. Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

5 12-07-2024 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The petitioner seeks bail in connection with Barbigha
P.S. Case No. 470 of 2023 dated 06.11.2023 instituted for the offence
punishable under Sections 302, 201/34 of the Indian Penal Code.

3. The prosecution case, in short, is that the informant
married her daughter namely, Puja Kumari to the petitioner in the
year 2013 and the informant had given gifts and rupees two lakhs as
per his capacity to the petitioner, but after some years of marriage,
the petitioner along with his family started demanding motorcycle
and one lakh rupees and started pressurizing and torturing the
daughter of informant. When the daughter of informant opposed the
dowry, then her in-laws murdered her and burnt her body.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this case.



Learned counsel for the petitioner submits that the petitioner is the husband of the deceased. Learned counsel for the petitioner submits that the deceased was suffering from chronic disease, due to which she died. Prior to her death, nowhere any complain against the petitioner has been made by the deceased. Lastly, it has been submitted that the petitioner is in custody since 28.11.2023 having no criminal antecedents. Charge-sheet has been submitted in the case.

5. Learned A.P.P. has vehemently opposed the prayer for bail of the petitioner stating that the petitioner is the husband of the deceased. The petitioner along with his family members demanded additional dowry from the deceased and on non-fulfilment of the same, they murdered her.

6. Since the petitioner is the husband of the deceased and he is also involved in the murder of the deceased for additional dowry, I am not inclined to grant bail to the petitioner at this stage.

7. Accordingly, the prayer of grant of bail on behalf of the petitioner is rejected.

(Khatim Reza, J)

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