

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25040 of 2024

Arising Out of PS. Case No.-315 Year-2020 Thana- DINARA District- Rohtas

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Dharmendra Ram S/o Dashai Ram R/o vill - Bensagar, P.S. - Dinara, Distt. -
Rohtas at Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Radha Krishna

For the Opposite Party/s : Mr.Dr. Indiwari Kumari

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CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY

ORAL ORDER

3 11-07-2024 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Sessions Trial No. 861 of 2023, arising out of Dinara P.S.
Case No. 315 of 2020 for the offences punishable under Section
341, 323, 498A and 304B of the Indian Penal Code.

3. As per allegation, the marriage of daughter of the
informant was solemnized with the petitioner ten years prior to
lodging of the FIR. The petitioner and his family members were
persistently demanding a motorcycle and cash. She came to
know that on 03.11.2020, the accused persons committed
murder of the deceased by pressing her throat.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in



this case. He has further submitted that the marriage was admittedly solemnized ten years prior to the occurrence, as such, the demand of dowry is prima facie unbelievable.

5. It appears that 10 years daughter of the deceased namely Mamta Kumari is the eye witness. In her statement recorded in paragraph no. 11 of the case diary, she has stated that her father strangled her mother to death. Before her death, her father asked this witness to administer the washing powder diluted water to the deceased. Thereafter, this witness narrated story to the elder sister. In paragraph no. 10 of the case diary, the statement of cousin of the deceased has been recorded and this witness has stated that Mamta Kumari narrated that the petitioner had strangled his wife to death.

7. In my view, the petitioner does not deserve the privilege of bail, which is hereby rejected.

8. However, if so advised, the petitioner may renew his prayer for bail after one year.

(Nawneet Kumar Pandey, J)

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