

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32401 of 2024

Arising Out of PS. Case No.-237 Year-2023 Thana- RAMGARHWA District- East
Champanan

Hareram Mahto @ Ram Narain Mahto @ Ram Narain Kumar Son of Chotelal
Mahto Resident of Village- Piparpatighat, P.S- Ramgarhwa, District- East
Champanan Petitioner

Versus

The State Of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Sanjay Singh, Senior Advocate
Mr.Sanjay Kumar, Advocate
For the Opposite Party : Mr.Shyameshwar Dayal, A.P.P.
Mr. Madhurendra Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 30-08-2024 Heard learned counsel for the petitioner, the State and
the informant.

2. Petitioner seeks regular bail in a case registered for
the offence punishable under sections 304B/34 of the Indian
Penal Code.

3. It is a case of dowry death. Petitioner was married
with daughter of informant in the year 2022. Later on, petitioner
and his family members started subjecting her to torture and
harassment for non-fulfilment of demand of dowry and on
9.6.2023 informant received information from villagers that his
daughter has been killed by the petitioner and his his family
members.

4. Learned counsel appearing for the petitioner, while
denying the allegation, submits that the petitioner has falsely
been implicated in this case because petitioner is husband of of
the deceased. Soon after marriage, petitioner went to the other
State to earn livelihood and in his absence, daughter of
informant committed suicide by hanging which is admitted by
the prosecution itself. Petitioner is in custody since 10.1.2024.



5. Learned counsel for the State and the informant oppose the prayer for bail. Learned counsel for opposite party no.2 submits that petitioner is the husband of the deceased and there is direct and specific allegation that he and his family members killed the deceased for non-fulfilment of dowry demand. Post mortem report also reveals that cause of death was asphyxia due to hanging. Witnesses examined during course of investigation have supported the prosecution case.

6. Considering the nature of accusation and the fact that the petitioner is husband of the deceased, who died in unnatural condition within a year of marriage in her in-laws house, prayer for regular bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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