

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35025 of 2024

Arising Out of PS. Case No.-303 Year-2023 Thana- SANGRAMPUR District- East
Champaran

Arjun Sahani S/o Ramugrah Sahani R/o vill - Ejara, P.S. - Sangrampur, Distt.
- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvesh Kashyap, Advocate
For the State : Dr. Mrityunjaya Kr. Gautam, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 18-07-2024 Heard Mr. Sarvesh Kashyap, learned counsel for
the petitioner and Dr. Mrityunjaya Kr. Gautam, learned A.P.P.
for the State.

2. The petitioner seeks bail, who is in custody since
25.08.2023, in connection with Sangrampur P.S. Case No. 303
of 2023, FIR dated 21.08.2023 for the offences punishable
under Sections 304(B) and 34 of the Indian Penal Code.

3. As per the prosecution case, on non-fulfillment
of the demand of dowry, the daughter of the informant was said
to have been killed by her husband and in laws.

4. Learned counsel for the petitioner submits that
the petitioner has clean antecedent and he has falsely been
implicated in the present case merely on the ground that the



petitioner is husband of the deceased. He further submits that the allegation as alleged is false and fabricated and the petitioner has not committed any offence as alleged in the FIR in fact the deceased has fallen from the roof top due to rain and when the deceased took proceed for treatment towards the hospital she had died during the mid away. The petitioner is rotting in judicial custody since 25.08.2023.

5. Learned APP for the State, on the other hand, vehemently opposed the prayer for bail of the petitioner and submits that the allegation as alleged in the FIR is supported by the medical evidence apart from that number of witnesses supported the case of the prosecution and the post-mortem report suggests that the cause of death was intracranial haemorrhage.

6. Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail in connection with Sangrampur P.S. Case No. 303 of 2023 pending in the Court of learned Chief Judicial Magistrate, East Champaran at Motihari.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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