

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42285 of 2023

Arising Out of PS. Case No.-14 Year-2023 Thana- KINJAR District- Jehanabad

Shivladdu Kumar S/O Krishna Yadav R/O Village- Bhuapur, Ps. Kinjar, Dist.
Arwal

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nitya Nand Neeraj

For the Opposite Party/s : Mr.Yogendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 10-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Kinjar P.S. Case No. 14 of 2023 instituted for the offence under
Sections 304(B) of the Indian Penal Code and Section 3/4 of the
D.P. Act.

Allegation against the petitioner along with other co-
accused persons is that they administered poison to the
informant's daughter due to which she died and the reason for
this as alleged occurrence is said to be dowry demand by the
petitioner along with other.

It is submitted by learned counsel for the petitioner
that petitioner is innocent and he has committed no offence.
Petitioner is the husband of the deceased due to which he has



falsely been implicated in this case. There is no prior complain in respect of harassment, assault and dowry demand. It is further submitted by learned counsel for the petitioner that during investigation, witness said that informant's daughter(victim) herself consumed poison and this fact has come in paras-41 and 42 of the case diary. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 13.03.2023.

Learned APP appearing for the state has opposed the prayer of regular bail and submitted that the petitioner is named in FIR and there is specific allegation against the petitioner along with other co-accused persons to administer poison to the informant's daughter(victim) due to which she died. FSL report corroborates with the prosecution case as Aluminium Phosphide commercially known as CELPHOS has been detected which is highly poisonous. Petitioner being the husband of the deceased, had full responsibility to keep his wife with honour and dignity which he did not do so.

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.

The trial court is directed to expedite the trial and
conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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