

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57240 of 2024

Arising Out of PS. Case No.-331 Year-2020 Thana- BIBHUTIPUR District- Samastipur

Baiju Sahni, aged about 27 years, male, S/O Nanhaki Sahni, R/O Village-
Phulbariya, P.S- Bibhutipur, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate
For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

7 22-11-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Bibhutipur PS Case No.331 of 2020 dated 10.11.2020, instituted
under Sections 304-B, 201/34 of the Indian Penal Code.

3. The allegation against the petitioner is that he along
with other other co-accused killed the sister of the informant due
to non-fulfillment of demand of dowry and disappeared her
dead body. Petitioner is the husband of the deceased.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. It is further submitted that the petitioner is the husband of
the deceased. From perusal of the FIR it would appear that after
the death of the wife of the petitioner, the petitioner's side
informed the parents of the deceased and there is general and



omnibus allegation against all the family members including the petitioner. The relationship between the petitioner and the deceased was very cordial and there was no possibility, at all, that the petitioner or his family members would kill the deceased for dowry.

5. Learned APP has opposed the prayer for bail and submitted that the petitioner is the husband of the deceased. Further submission is that due to non-fulfillment of demand of rupees fifteen lakhs for doing business, the petitioner and his family members have killed the deceased and disappeared the dead body. The deceased has died within one year of her marriage. The petitioner is the husband and whole responsibility of the deceased lies on his shoulder. The dead body has not been recovered.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, I am not inclined to extend the privilege of anticipatory bail to the petitioner. Prayer for anticipatory bail is rejected.

7. The application stands dismissed.

(Khatim Reza, J)

J. Alam/-

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