

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60893 of 2024

Arising Out of PS. Case No.-248 Year-2023 Thana- AHYAPUR District- Muzaffarpur

Zahid Javed Son Of Shyed Jawed Ahsan R/O- Ladaura P/O-Ladaura Pakhari
P.S-Kudhaini (Turki O.P.), Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for
offence under Section 306 of the Indian Penal Code.

3. As per prosecution case, the daughter of the
informant was married with this petitioner in the month of April,
2022 and it is alleged that this petitioner took money from her
through net-banking and also demanded furniture and jewellery
from her. It is further alleged that on 26.02.2023, the informant's
daughter under pressure from her husband consumed poison and
when she was rushed to hospital, she was declared dead on
27.02.2023.



4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in this case merely because he happens to be husband of the deceased. As a matter of fact, father of the deceased had taken loan from one Nagam Ali and after passing the date of agreement, Nagam Ali put pressure to return the amount and in lieu thereof, informant's daughter (deceased) issued two cheques, which got bounced due to insufficient fund and thereafter, Nagam Ali filed a complaint against informant and his daughter (deceased) and under pressure, the deceased committed suicide. Learned counsel further submits that initially, the F.I.R. was lodged under Section 306 of the Indian Penal Code and after investigation, the police submitted chargesheet under Section 304(B) of the I.P.C. He next submits that at the relevant time, petitioner was at Nepal. Petitioner is in custody since 10.05.2024.

5. Learned A.P.P. for the State vehemently opposes the prayer for bail and submits that petitioner is husband of deceased and as per F.I.R., there is specific allegation against him that he threatened the deceased to implicate her in a false case and also forced her to consume poison. Deceased died within seven years of marriage in an unnatural circumstances.

6. Considering the aforesaid facts and circumstances,



the prayer for bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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