

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5289 of 2025

Arising Out of PS. Case No.-106 Year-2024 Thana- GOGRI District- Khagaria

Amir Yadav S/o Kailash Yadav R/o Village- Pitaujihiya, P.S.- Gogri, District-
Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vivekanand Singh, Advocate

For the Opposite Party/s : Mr. Asha Kumari , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 01-08-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State .

2. Petitioner seeks regular bail in connection with
Gogri P.S. Case No. 106 of 2024 , in a case registered for the
offences punishable under Sections 304B & 34 of the Indian
Penal Code and 3/ 4 of the D. P Act.

3 . As per the prosecution case , the marriage of sister
of informant was solemnized with this petitioner and after
marriage , she went to her matrimonial house wherein this
petitioner along with other FIR named accused persons used to
harass and torture her for demand of dowry and due to non-
fulfillment of the same , accused persons committed murder of
the sister of the informant. Petitioner is the husband of the
deceased.



4. Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in this case only because he happens to be the husband of the deceased. Allegation is general and omnibus against this petitioner and no specific overt act is alleged against him. As a matter of fact, the mental condition of sister of informant namely Gunajan Kumari (deceased) was not well and due to the same she committed suicide by hanging herself with ceiling fan. He further submits that petitioner has not committed any torture or demanded dowry. He further submits that on the date of occurrence, this petitioner along with his brother Upendra Ray was working as labourer under contractor at Patna . Petitioner is in custody since 04.09.2024 .

5 . Learned A.P.P. for the State vehemently opposes the bail application and submits that petitioner is husband of the deceased and there is direct allegation against him of demand of dowry and torture and due to non-fulfillment of the same , the deceased was murdered by accused persons. During the course of investigation informant and witnesses have supported the case of prosecution . The post-mortem report mentions the cause of death of deceased was asphyxia due to strangulation .

6. Considering the facts and circumstances of the



case as well as the nature of accusation and gravity of the
offence , prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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