

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35863 of 2024

Arising Out of PS. Case No.-80 Year-2023 Thana- SRINAGAR District- West Champaran

Lakhan Mukhiya @ Suraj Mukhiya Son of Dhurendra Mukhiya Resident of
Village- Kolhawa Ghat, Ward no- 1, P.S- Srinagar, Pujaha Pntijirawa, Dist-
West Champaran

... .. Petitioner/s

Versus

The State Of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gauri Shankar Thakur

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 10-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 304(B), 201/34 of the
Indian Penal Code.

3. As per the prosecution case, the informant
alleged that the petitioner along with other co-accused persons
have committed murder of his sister.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence and has
falsely been implicated in this case. He submits that the
postmortem report and the F.S.L. report do not support the
prosecution case. He further submits that the petitioner is



languishing in custody since 08.07.2023. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposed the prayer for bail and submits that the marriage between the petitioner and the deceased was solemnized on May, 2023 and the deceased died on 23.06.2023. The petitioner is the husband of the deceased.

6. Considering the facts and circumstances of the case and the fact that the petitioner is the husband of the deceased, this Court is not inclined to grant regular bail to the petitioner. Accordingly, the prayer of regular bail of the petitioner is hereby rejected in connection with Srinagar P.S. Case No. 80 of 2023.

7. However, the petitioner shall be at liberty to renew his prayer for bail after framing of charges.

(Anjani Kumar Sharan, J)

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