

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74716 of 2024

Arising Out of PS. Case No.-120 Year-2024 Thana- DESARI District- Vaishali

1. Awdesb Singh Son of Arjun Singh R/O Village- Jaffarabad P.S.- Dewari,
Distt.- Vaishali
2. Sarita Devi Wife of Awdesb Singh R/O Village- Jaffarabad P.S.- Dewari,
Distt.- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh, Adv.

For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

3 29-01-2025 Heard Mr. Mukesh Kumar Singh, learned counsel for
the petitioners and Mr. Anis Chandra, learned APP for the State.

2. The petitioners apprehend their arrest in connection
with Desari P.S. Case No. 120/ 2024 dated 06.04.2024
registered for the offence(s) punishable under Section(s) 304B,
201 read with section 34 of the IPC.

3. As per the prosecution's story, the marriage of the
informant's daughter with the son of the petitioners took place
in the year 2020 and soon after the marriage the accused persons
started torturing the deceased on account of non fulfillment of
demand of dowry. On 01.04.2024 at about 10 AM the informant
got an information on phone that her daughter had died. The



informant raised suspicion that the petitioners along with six other accused persons had killed her daughter and disposed of her dead body.

4. The main submissions advanced by learned counsel for the petitioners are that the allegations levelled in the FIR are totally false, in fact, daughter- in-law of the petitioners died due to some health issues and thereafter the informant was immediately informed about the unnatural death of her daughter and then the deceased's parental family members came, participated in the cremation of the deceased and after that FIR was lodged afterthought after a gap of five days which in itself is sufficient to create a serious doubt in the prosecution's allegation. It is further submitted that the petitioners are father-in-law and mother-in-law of the deceased and against them there is no specific allegation of demand of dowry and further, in the FIR the allegation as to demanding dowry is completely vague as the informant did not reveal the particular details of the alleged demand of dowry.

5. Learned APP appearing for the State has opposed the bail prayer of the petitioners.

6. Considering the seriousness of the occurrence which relates to the unnatural death of the daughter-in-law of



the petitioners within four years of her marriage in the house of the petitioners and as per prosecution’s story the dead body was disposed of by the accused persons and the case is under investigation, in my opinion, it is not a fit case for grant of anticipatory bail to the petitioners. Accordingly, their prayer stands rejected.

(Shailendra Singh, J)

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