

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73351 of 2025

Arising Out of PS. Case No.-848 Year-2023 Thana- BANKA District- Banka

Deo Narayan Das Son of Kandeo Das Village- Gorha PS- Banka, Dist- Banka
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Mrs. Suman Kumari Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 06-02-2026 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with Banka
P.S. Case No. 848 of 2023, instituted for the offences punishable
under Sections 304(B) and 34 of the Indian Penal Code.

3. The prosecution case, in short, is that the petitioner
along with the family members tortured and killed the deceased
for non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case and
charge has also been framed against the petitioner. Learned
counsel for the petitioner also submitted that the petitioner is the
husband of the deceased. It is next submitted that the petitioner
was not present at the place of occurrence. The allegation
levelled against the petitioner is general and omnibus in nature.



The deceased has committed suicide and nobody has tortured or killed her. The petitioner is in custody since 07.03.2025 and has got no criminal antecedent. Learned counsel for the petitioner further submitted that other co-accused has been granted regular bail by this Court vide order dated 10.10.2025 passed in Cr. Misc. No. 72405 of 2025.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner and submitted that specific allegation has been attributed against the petitioner of torturing the deceased for non-fulfillment of demand of dowry. Hence, the petitioner does not deserve the privilege of bail.

6. Considering the aforesaid facts and circumstances of the case, nature of accusation and the gravity of the offence, this Court is not inclined to grant bail to the petitioner.

7. The prayer is rejected. The trial Court is directed to expedite the Trial. However, if the trial is not concluded within a period of four months from the date of receipt/production, the petitioner will have liberty to renew his prayer for bail in the Court below.

(Rudra Prakash Mishra, J)

Rajorshi/-

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