

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83909 of 2025

Arising Out of PS. Case No.-415 Year-2023 Thana- BIRAUL District- Darbhanga

Md. Mahfuz @ Raza Son of Late Abdul Samad Resident of Village-
Sekhpura, P.S.- Biraul, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subhash Kumar Jha, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 06-01-2026 Heard Mr. S.K.Jha, learned counsel for the petitioner
and Mr.P.K.Pandey, learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case,
registered for the offence under Section 304(B) /34 of the Indian
Penal Code.

3. It is a case of 'Dowry Death'. As per F.I.R., the
daughter of the informant was married with this petitioner on
29.09.2022 and after the marriage, she was subjected to cruelty
and harassment by all the accused persons including petitioner
due to non-fulfillment of Rs. 2,00,000/- and a motorcycle, in the
form of dowry, and on 02.06.2023, the informant received an
information that his daughter has been murdered by the accused
persons.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been implicated in this case



merely because he happens to be husband of the deceased. Informant is not eye-witness to the occurrence. Petitioner neither demanded any dowry nor committed any torture to the deceased. The entire prosecution case is out-and-out false, concocted and baseless. In fact, the deceased was living with her husband (petitioner) in Delhi and suddenly she became ill and hospitalized and in course of treatment, she died. The informant and other family members took part in last rites of deceased, but only with a oblique motive, this false and concocted case has been lodged by informant. Petitioner claims clean antecedent.

5. However, learned A.P.P. for the State opposes the bail petition and submits that petitioner is husband of deceased and there is specific and direct allegation against him of committing torture and demanding dowry. Deceased died in an unnatural circumstances within seven years of marriage at her matrimonial home.

6. Considering the same, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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