

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.9539 of 2015

Arising Out of PS.Case No. -141 Year- 2014 Thana -KASBA District- PURNIA

Saroj Kumar Modi @ Saroj Kumar Chourasia son of Ram Narayan Modi
R/o village Banaili, P.S. - Kasba, District - Purnea. Petitioner/s
Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Dr. Bidhu Ranjan, Advocate
For the Opposite Party/s : Mr. Shailendra Kr.Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

5 25-05-2015

Heard the parties.

The petitioner seeks bail in a criminal prosecution registered under Section 302/34 and some other allied offences of the Indian Penal Code.

Taking into consideration the fact that the petitioner happens to be the husband of the deceased and death of the deceased had taken place on account of 90% burn injury on her person, this Court is not inclined to accede to the prayer made on behalf of the petitioner for grant of bail at this stage. The prayer for bail in connection with Kasba P.S.Case No. 141 of 2014 pending in the court of Chief Judicial Magistrate, Purnea is rejected.

Learned Chief Judicial Magistrate, Purnea, who is in seisin of the criminal case, is directed to commit the case of the petitioner to the court of session forthwith. On such commitment, the trial of the petitioner shall be taken up on priority basis. However, if the trial of the petitioner is not concluded within a period of one year from the date of framing of charge, then the petitioner shall be at liberty to renew his prayer for bail.

(Birendra Prasad Verma, J)

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