

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48407 of 2014

Arising Out of PS.Case No. -316 Year- 2014 Thana -KISHANGANJ District- KISANGANJ

=====

Md. Sajjad @ Sajjad Alam S/o Late Md. Chand Resident of Village
Machhmara, P.S. and District Kishanganj.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sarangdhar Jha

For the Opposite Party/s : Mr. Asha Devi (App)

=====

CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 04-03-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in connection with Kishanganj
P.S.Case No. 316/2014 registered for the offences punishable
under Sections 302, 304(B) and 34 of the Indian Penal Code,
pending in the Court of learned C.J.M., Kishanganj.

The petitioner is the husband of the deceased and within
one year of the marriage the deceased was done to death. The dead
body was recovered and post mortem was conducted which
demonstrates the nature of injury . The informant has alleged ill
treatment and torture for non fulfillment of demand of dowry

The contention of the petitioner is that the dead body
was not identified. There is no eye witness to the occurrence. The
informant himself informed that the victim had disappeared. The

petitioner is in custody since 23.06.2014.

Counsel for the State referring to the case diary and the evidence as also the material , which are reflected from the impugned order, opposes the prayer for bail.

Considering the nature of allegation as also the facts emerging from the impugned order, this Court is not inclined to release the petitioner on bail. The prayer for bail is rejected.

However, it is observed that if the trial of the case does not register adequate progress within one year from the date of receipt /production of a copy of this order in the court below, the petitioner will be at liberty to renew his prayer for bail.

(Kishore Kumar Mandal, J)

singh/-

U			
---	--	--	--