

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25599 of 2016

Arising Out of PS.Case No. -94 Year- 2010 Thana -DULHIN BAZAR District- PATNA

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Vakil Yadav, Son of : Tekka Yadav, Resident of Village: Jawarpur Koiriya,
P.S. Dulhin Bazar, District: Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Pushpendra Priyedarshi, Advocate.

For the Opposite Party/s : Ms. Madhuri Lata, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-11-2016

Heard both sides

The petitioner seeks bail in Dulhin Bazar P.S. Case No. 94 of 2010 registered under Section 304B and other sections of the Indian Penal Code and Section 3 /4 of the Dowry Act.

The petitioner is the husband of the deceased. There is an allegation that the petitioner and his family members killed Babita Kumari, the daughter of the informant and disposed of her dead body due to non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that the prayer for bail of the petitioner was earlier rejected vide order dated 01.07.2015 passed in Cr. Misc. No. 8429/2015 with a direction to the trial court to expedite the trial and conclude the same within nine months and if the trial is not concluded within the prescribed time, the petitioner may renew his prayer for bail. It

is submitted that the trial has not yet been concluded and no prosecution witness has been examined as yet. It is further submitted that charges have already been framed.

Considering the nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner on bail in Dulhin Bazar P.S. Case No. 94 of 2010. Accordingly, the same is rejected.

The trial court is directed to expedite the trial holding the same on day-to-day basis and conclude the same positively within six months from the date of receipt / production of this order.

The Dy. Superintendent of Police, Danapur, Patna is directed to ensure attendance of the prosecution witnesses in Dulhin Bazar P.S. Case No. 94 of 2010 in the court of the learned A.D.J. VI, Danapur vide S. Tr. No. No. 872/2015.

If the trial is not concluded within the stipulated time, the petitioner may renew his prayer for bail.

(Prabhat Kumar Jha, J)

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