

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40100 of 2016

Arising Out of PS.Case No. -172 Year- 2015 Thana -PATAHI District-
EASTCHAMPARAN(MOTIHARI)

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1. Mahesh Ram Son of Bilash Ram Resident of Village- Mahamadi, P.S.
Patahi, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Sri Ram Bachan Singh

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR
TRIVEDI
ORAL ORDER

2 19-09-2016 Heard learned counsel for the petitioner as well as learned
Additional Public Prosecutor.

Deceased died at her sasural within three years of her marriage
and for that, an explanation has been made on behalf of the petitioner that she
was ill since before her death. It has also been submitted on behalf of the
petitioner that though there happens to be allegation attributed with regard to
demand and further torture having meted out to the deceased on that very
score are palpable false.

Furthermore, it has also been submitted that from the written
report itself it is apparent that on 30.10.2015 at 6:00 PM informant had
already received information at the end of the petitioner but, instant case has
been registered on 31.10.2015, at about 5:00 PM and the delay has not been
explained. So, the false implication of the petitioner could not be ruled out.

Learned Additional Public Prosecutor opposed the prayer and

submitted that he has been categorically alleged to have made demand and ultimately murdered the deceased on having the demand not fulfilled.

Considering status of the petitioner to be that of husband and further, considering the conduct as is found exposed from the order impugned which has been passed after going through the case diary and I do not see it a fit case for grant of bail. Prayer for bail of the petitioner is rejected.

(Aditya Kumar Trivedi, J)

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