

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46481 of 2016

Arising Out of PS.Case No. -17 Year- 2016 Thana -BAGHA District-
WESTCHAMPARAN(BETTIAH)

=====

1. Bhulai Sahni son of Kushar Sahni Resident of Village-Koiria Tola,
Dumawaliya, P.S. Bagaha, District-West Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Nath Tiwary
For the Opposite Party/s Mr. Parmanand Kumar

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 20.12.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State assisted by learned counsel for
the informant.

Petitioner seeks bail in a case registered under sections
304B and 201/34 of the Indian Penal Code.

Petitioner happens to be husband of the deceased and it is
obvious from perusal of the case diary that she died in other than
normal circumstance within four years of her marriage. There is
allegation that she was subjected to cruelty and torture due to non-
fulfillment of illegal demand.

No doubt, mother-in-law of the deceased has already been
granted the privilege of bail by a coordinate bench of this court and
submission on behalf of the petitioner is that deceased died of natural
death and the informant, after two days of disposal of dead body,
lodged this case with ulterior motive but I am not at all convinced



with the above stated submissions. Accordingly, his prayer for bail in connection with Bagaha (Pathkhauli) P.S. Case no. 17/2016 stands rejected, at least, at this stage.

Petitioner is in jail custody since 29.1.2016 and therefore, the concerned trial court is directed to expedite the trial of the petitioner and conclude the same as early as possible, preferably, within six months from the date of receipt/production of copy of this order. It is also made clear that if the concerned trial court failed to conclude the trial of the petitioner within the above stated period due to laches of the prosecution, petitioner may renew his prayer for bail before the learned trial court itself.

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(Hemant Kumar Srivastava,J)

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