

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.18721 of 2016

Arising out of PS.Case No. -1 Year- 2015 Thana -DARIHAT District- SASARAM (ROHTAS)

Pradeep Kumar @ Pradeep Kumar Chanderbansi, Son of Late Dadan Singh Chanderbansi, resident of Village Ahron, P.S- Darihat, District- Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Sada Nand Roy, Advocate.

For the Opposite Party : Mr. P.K.Jha(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 10-08-2016 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is languishing in custody since 08.02.2016 in connection with Darihat P.S. Case No. 01 of 2015 for the offences instituted under Sections 302/34 of the IPC.

It is alleged that the petitioner has committed murder of the daughter of the informant after pressing her neck.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 08.02.2016 and the charge sheet has been submitted in the present case. There is no allegation of tampering of the witnesses alleged against the petitioner. He has got no criminal antecedent. The alleged occurrence is said to have taken place after nine years of marriage. From perusal of

paragraph nos. 42, 43 and 44 of the case diary where the independent witnesses have been examined, it has been stated that the deceased was not keeping well. For her treatment, the petitioner had sold the jewellery of the deceased and the land. When the deceased came to know about the same fact she committed suicide.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R. and he is the husband of the deceased. The Investigating Officer has examined the place of occurrence. The same has been stated in paragraph no. 09 of the case diary. There is nothing to indicate from the place of occurrence that the deceased had committed suicide.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. The same is rejected in Darihat P.S. Case No. 01 of 2015, pending in the court of the learned S.D.J.M., Dehri, Rohtas. Anyhow, the court below is directed to take all necessary steps to expedite the trial.

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(Sudhir Singh, J)