

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49914 of 2015

Arising Out of PS.Case No. -15 Year- 2015 Thana -PAHARPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Sheikh Tajmul Son of Late Sheikh Dukhi R/o Village Inarawa Bhat, P.s.
Paharpur, District East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. B.M.P Sinha (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

4 09-05-2016

Heard the learned counsel for the petitioner as well as

the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 302 and 201 of the I.P.C

Mustari Khatoon, the sister-in-law (Nanad) of the
informant, was married to the petitioner in the year 2001 and out
of the wedlock there is a son also but allegedly the petitioner
developed illicit relationship with a women resulting Mustari
Khatoon was killed by the petitioner and his associates and her
dead body was thrown in the forest.

Submission is of false implication and that there is no
eye witness of the occurrence, without any legal and tangible
material the petitioner is suffering in custody since 26.02.2015,

besides suspicion there is nothing against him, as a matter of fact the petitioner has informed the informant as the wife of the petitioner had gone away from the house and after search the petitioner found the dead body of his wife and as such the petitioner deserves sympathetic consideration, to which the learned A.P.P. seriously opposes by submitting that Mustari Khatoon has apprehended danger to her life at the hands of the petitioner as the petitioner was behaving badly with her. During investigation the witnesses supported the allegation.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioner, serious in nature, I am not inclined to enlarge the petitioner on bail and accordingly his such prayer stands rejected in connection with Trial No. 474 of 2015 arising out of Paharpur P.S. Case No. 15 of 2015 pending in the court of Sri N.K.Yadav, J.M. 1st Class, Motihari, East Champaran.

However, considering detention of the petitioner, let the trial be expedited and concluded preferably within a period of nine months from the date of receipt/production of a copy of this order.

(Jitendra Mohan Sharma, J)

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