

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53550 of 2016

Arising Out of PS.Case No. -13 Year- 2015 Thana -EKCHARI District- BHAGALPUR

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Nakul Mandal son of Chhathu Mandal, resident of village- Ekchari Diyara,
Police Station- Ekchari, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kamendra Pd. Singh
For the Opposite Party/s : Mr. Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-12-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Sections 304B/34 of the Indian Penal Code.

Allegation against petitioner is of killing daughter of
informant due to non-fulfillment of demand of additional dowry.

It has been submitted on behalf of petitioner that he is in
custody since 4.9.2015. Chargesheet has been submitted against
petitioner. Petitioner has got no criminal antecedent. No
allegation of tampering of witnesses is alleged against petitioner.
Petitioner has falsely been implicated in the present case. There is
no eye witness to the alleged occurrence. The deceased is said to
have committed suicide.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R. Chargesheet has been submitted for offence
under Section 304B of the Indian Penal Code. Petitioner is
husband of the deceased. Onus is upon him to explain the cause
of death of the deceased.

Considering the aforesaid facts and circumstances, I am



not inclined to grant bail to the petitioner, same is rejected.

Any how, the trial court, i.e., 3rd Additional District Judge, Bhagalpur, is directed to take necessary steps to expedite the trial in connection with S.T no. 218 of 2016 arising out of Ekchari P. S. Case no. 13 of 2015 and conclude the same preferably within a period of nine months from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

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