

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.22917 of 2017**

Arising Out of PS.Case No. -310 Year- 2012 Thana -SARAIYA District- MUZAFFARPUR

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1. Braj Bhushan Ojha, son of Late Chottu Ojha, resident of Village-  
Basantpur Patti, P.S.- Saraiya, District- Muzaffarpur.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Ramesh Mishra, son of Sri Kant Mishra, resident of Village- Pakari  
Basarat, P.S.- Sahebganj, District- Muzaffarpur.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Aaruni Singh

For the Opposite Party/s : Mr. Uday Pratap Singh

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

4      17-07-2017                      This application is for grant of regular bail in  
  
connection with Saraiya P.S.Case No.310 of 2012 for the offences  
  
punishable under Sections 304(B) and 201/34 of the Indian Penal  
  
Code.

The case is under Section 304(B) of the Indian Penal  
Code. The allegation against the petitioner is of dowry death.

Submission of the learned counsel for the petitioner is  
  
that the present case is false and concocted, which will appear  
  
from the fact that the independent witnesses have not stated before  
  
the police that there was dispute between the husband and wife in  
  
the evening and thereafter death of the deceased occurred and the  
  
petitioner along with other persons cremated her dead-body.



It is further submitted that the father and mother of the petitioner and others, as above, have been falsely implicated in this case and the case has not been found true against them.

Heard learned A.P.P. also.

Having heard both sides and in view of the fact that the death occurred inside the house of the petitioner and without informing the family members of the deceased, they cremated her dead-body, as such, I am not inclined to grant bail to the petitioner, however, the learned trial court is directed to expedite the trial and try to conclude it within a period of one year.

With the aforesaid observation, this application is dismissed.

**(Vinod Kumar Sinha, J)**

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