

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42740 of 2017

Arising Out of PS.Case No. -218 Year- 2016 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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Mukesh Rai, son of Rameshwar Rai Resident of Village- Baijnathpur, P.S.
Chiraiya, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Naresh Chandra Verma

For the Opposite Party/s : Smt Indu Kumari Srivastava

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 18-09-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with Sessions
Trial No. 614 of 2017, arising out of Chiraiya P.S.Case No. 218 of
2016, registered for the offences punishable under Sections 304B,
201 and 34 of the Indian Penal Code.

Allegation against the petitioner is dowry death and
petitioner happens to be husband of the deceased.

Submission of learned counsel for the petitioner is that
there is no specific allegation against him and as the lady was
short tempered lady, she committed suicide and petitioner is in
custody since 15.12.2016 and parties have settled the dispute
outside court.

Heard learned APP also.



Having heard both sides and in view of allegation of demand and torture and death is within seven years of marriage, I am not inclined to grant bail to the petitioner.

However, learned trial court is directed to expedite the trial and try to conclude it and once evidence of informant is concluded, the petitioner may renew his prayer for bail before the court below, who will consider the same on the basis of materials available on record and pass appropriate order.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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