

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27462 of 2018

Arising Out of PS. Case No.-185 Year-2015 Thana- DESARI District- Vaishali

Mukesh Rai, S/o Harendra Rai, Resident of Village- Rampur Kichani, P.S.-
Desari, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjit Kumar

For the Opposite Party/s : Sri Anuj Kumar Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 09-05-2018 Heard Sri Ranjit Kumar, learned counsel for the
petitioner and Sri Anuj Kumar Srivastava, learned Additional
Public Prosecutor.

This is second attempt for grant of bail on behalf of
the petitioner (husband of the deceased) and in custody in
connection with Dasari P.S. Case No. 185 of 2015
(corresponding to Sessions Trial No. 158 of 2017) registered for
the offence under Sections 304(B) / 201/ 34 of the Indian Penal
Code , 1860 and Section 3 / 4 of the Dowry Prohibition Act.

Learned counsel for the petitioner tried to persuade
the Court that despite the fact that during trial five
prosecution witnesses have been examined, they have not
supported the prosecution case. He accepts that ten persons
were cited as prosecution witness in the charge-sheet .



Sri Anuj Kumar Srivastava, learned Additional Public Prosecutor submits that since trial is going on and out of ten prosecution witnesses five prosecution witnesses have already been examined this Court may not interfere with the matter.

Considering the fact that trial is going on and out of ten charge -sheeted witnesses, five witnesses have already been examined, there is no reason to review my earlier order. The prayer for bail again stands dismissed. However, while dismissing, considering the fact that petitioner is in custody since 28.3.2016, it is necessary to observe that the learned trial court and prosecution may take appropriate steps, so that, the case may come to its logical end without unnecessary delay.

The petition stands dismissed with above observation.

(Rakesh Kumar, J)

praful/-

U		T	
---	--	---	--

