

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 51569 of 2017

Arising Out of PS.Case No. -520 Year- 2013 Thana -FORBESGANJ District- ARARIA

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Jitendra Mandal, S/o Sri Kulanand Mandal, resident of Village- Kharkhan, P.S.
Forbesganj, District- Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 17-01-2018

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Forbesganj P.S. Case No. 520 of 2013 dated 22.12.2013 instituted
under Sections 498A/379 of the Indian Penal Code, 3/4 of the
Dowry Prohibition Act and 3/4 of the Prevention of Witch (Daain)
Practices Act, 1999.

3. This is the second attempt of the petitioner seeking
bail, as earlier such prayer was rejected by order dated 19.10.2016 in
Cr. Misc. No. 35029 of 2014.

4. Learned counsel for the petitioner submitted that he
is a poor labourer and would not run away as charges have been
framed.



5. Learned A.P.P. submitted that there is allegation of torture against his wife and two children and he has remarried and, thus, the petitioner does not deserve the privilege of bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court finds that there are no mitigating circumstances except for passage of time, to grant bail to the petitioner and the reasons recorded in order dated 19.10.2016 passed in Cr. Misc. No. 35029 of 2014, are reiterated.

7. Accordingly, the application stands dismissed.

8. However, the Court below shall expedite the trial and conclude the same expeditiously and latest within four months from the date of production of a copy of the order.

(Ahsanuddin Amanullah, J.)

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