

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24218 of 2018

Arising Out of PS. Case No.-177 Year-2016 Thana- SHEOHAR District- Sheohar

Manjeet Kumar Rai @ Manchit Rai @ Manjeet Kumar @ Manjeet Rai S/o
Mahindra Rai @ Mahendra Rai, R/o Vill.- Tajpur, P.S.- Sheohar , District-
Sheohar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar

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

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 10-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Sheohar P.S. case No.177
of 2016 registered under Sections 498A, 304B, 201/34 of the
Indian Penal Code, pending in the court of Chief Judicial
Magistrate, Sheohar.

Allegation is that the accused persons including the
petitioner committed murder of the daughter of the informant
due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 18.01.2018 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged



against the petitioner. The petitioner has been made accused due to mistake of fact. The matter has already been compromised between the parties. There is no substantive evidence to suggest the implication of the petitioner in the present case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. He is the husband of the deceased. The witnesses in paragraphs 21, 38, 46, 56 and 57 of the case diary have supported the allegations made in the F.I.R. Section 304B of the I.P.C. is not compoundable offence where the compromise between the parties can be considered.

Considering the aforesaid facts and circumstances, I am not inclined to granted bail to the petitioner. The same is rejected. The court below is directed to take all necessary steps to expedite the trial.

(Sudhir Singh, J)

Narendra/-

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