

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29050 of 2018

Arising Out of PS.Case No. -267 Year- 2017 Thana -DINARA District- SASARAM (ROHTAS)

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1. Rakesh Sah, Son of Rajeshwar Sah, Resident of Village- Daidaha, P.S.-
Dinara, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

5 18-07-2018

Heard learned Counsel for the petitioner and the State.

Petitioner, already in custody since 18.10.2017, seeks bail in
Dinara PS Case No. 267 of 2017 registered under Sections 304B and
306/34 of the IPC.

The allegation in brief is that within three years of marriage
the petitioner's wife died due to burn injury and the allegation is that
she was being tortured for realizing further dowry.

Learned Counsel for the petitioner submits that there is no
specific accusation against the petitioner; his wife herself committed
suicide and she was brought to hospital for treatment, the petitioner
has been in custody in this case since 18.10.2017 and daughter of the
petitioner is being looked after by his parents.

Whereas learned Counsel for the state submits that there is
specific allegation of torturing the victim for realising further
demand of dowry and there is unnatural death of the petitioner's
wife.

Having considered the said facts and circumstances, this
Court is not persuaded to grant bail to the petitioner, who is husband
of the deceased. Accordingly, the prayer for bail of the petitioner is



rejected.

However, the trial court is directed to expedite the trial and preferably conclude the same within a period of one year and if the trial does not conclude within the aforesaid period the petitioner may renew his prayer for bail.

(Arun Kumar, J)

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