

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60955 of 2017

Arising Out of PS.Case No. -74 Year- 2016 Thana -ASAWAN District- SIWAN

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1. Marachhiya Devi Wife of Kanhaiya Chauhan Resident of Village -
Kharadra, Noniya Tola, Police Station - Aasoan, District - Siwan.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Javed Aslam

For the Opposite Party/s : Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

3 11-04-2018 Heard Mr. Yogesh Chandra Verma, ld. senior counsel
appearing on behalf of the petitioner and learned A.P.P.

The petitioner seeks bail in Sessions Trial No.254 of
2017 arising out of Assaon P.S. Case No.74 of 2016 for the
offences committed by the petitioner under Sections 304(B) and
34 of the Indian Penal Code.

The learned counsel for the petitioner submits that the
prayer for bail of the petitioner was earlier rejected vide order
dated 08.04.2017 passed in Cr. Misc. No.11609 of 2017. The
petitioner is mother-in-law of the deceased and she is in custody
since 09.12.2016. The petitioner has already remained in jail for
about one year and four months but trial has not yet been
concluded.



It appears from perusal of the record that deceased was married to the son of the petitioner on 26.04.2016 and within three months i.e. on 22.07.2016, she was strangled to death in the house of her in-laws.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail at this stage. Accordingly, the same is rejected.

The trial court is directed to hold the trial on day to day basis and conclude the same within six months from the date of receipt of this order. S.P., Siwan is directed to ensure the attendance of the prosecution witnesses of Sessions Trial No.254 of 2017 arising out of Assaon P.S. Case No.74 of 2016 in the court of 3rd Additional Sessions Judge, Siwan so that the trial must be concluded within six months.

Let a copy of this order be sent to the trial court and S.P., Siwan for information and needful.

If the trial is not concluded within six months, the petitioner may renew her prayer for bail.

(Prabhat Kumar Jha, J)

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