IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9540 of 2018

Arising Out of PS. Case No.-210 Year-2015 Thana- BENIPATTI District- Madhubani

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Rakesh Ram, S/o Ramphal Ram, Resident of Village- Bisheladdugama, P.S.- Benipatti, District- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ratanakar Jha
For the Opposite Party/s : Mr. Sri Chandrasen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR

ORAL ORDER

6 19-06-2018 Heard learned counsel for the petitioner and the learned APP for the State.

Petitioner, already in custody, seeks bail in connection with Benipatti PS Case No.210 of 2015 registered under Sections 304B/120B/34 of the Indian Penal Code.

Allegation in brief is that within six months of marriage, the petitioner killed his wife as the demand of dowry was not fulfilled and she was objecting illicit relationship of the petitioner with another lady.

Learned counsel for the petitioner submits that the petitioner is in custody since 30.11.2015 and no demand of any dowry was made; whereas learned counsel for the State submits that within six months of marriage, the deceased was done to death as postmortem report clearly indicates that she was killed

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by throttling.

Having considered the aforesaid facts and circumstances and nature of accusation, presently the Court is not inclined to grant bail to the petitioner.

Accordingly, the prayer of bail of the petitioner is rejected.

However, it appears from the report that charge was framed on 17.05.2017 but none of the prosecution witnesses has been examined, so the trial court is directed to expedite the trial and preferably conclude the same within a year.

If the trial is not concluded within the stipulated period, the petitioner may renew his prayer of bail.

(Arun Kumar, J)

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