

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33480 of 2018

Arising Out of P.S.Case No. -150 Year- 2017 Thana -SITAMARHI District- SITAMARHI

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Md. Chand S/o Late Md. Islam, R/o Vill.- Nonia Tola, Ward No. 7, P.S.-
Sitamarhi, District- Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s: Mr. Sri Bisheshwar Ram

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

5 16-08-2018 Heard learned counsel for the petitioner and the learned
counsel appearing on behalf of the State.

The petitioner is in custody since 10.03.2017 in
connection with S.Tr.No.3818 arising out of Sitamarhi P.S.Case
No.150 of 2017 registered for the offence under Sections
304(b)/34 of the Indian Penal Code.

The petitioner is alleged to have created a situation in
which victim lady out of desperation had locked herself in a room
and committed suicide.

Learned counsel for the petitioner submits that the
marriage had taken place much earlier and out of the said wedlock
they had three children who disclosed that the mother had herself
committed suicide. As such, the petitioner may be extended the
privilege of grant of bail.



Learned counsel for the State submits that there are ample material in the case diary to show that the petitioner had, in fact, created a situation which led the victim lady to lock herself in a room and commit suicide. Independent witnesses have supported the prosecution story and, therefore, the petitioner may not be extended the privilege of bail.

Having considered the material which has come on the record in the case diary, I am not inclined to grant bail to the petitioner. The prayer for bail of the petitioner is rejected.

However, the trial court is directed to expedite the trial and conclude it within a period of one year.

(Anjana Mishra, J)

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