

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34028 of 2018

Arising Out of PS. Case No.-130 Year-2014 Thana- KANTI THARMAL POWER District-
Muzaffarpur

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Manoj Ram, S/O Shiv Ram, Resident of Village Kodhiya (Kathiyani) P.S.
Kanti District Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Sri Yogendra Kumar Singh, Advocate
For the Opposite Party/s : Sri Pranav Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 25-06-2018 Heard Sri Yogendra Kumar Singh, learned counsel
for the petitioner and Sri Pranav Kumar, learned Additional
Public Prosecutor.

The sole petitioner/ husband of the deceased and in
custody since 13.11.2017, has prayed for grant of bail in
connection with Sessions Trial No. 171 of 2018 (Kanti P.S.
Case No. 130 of 2014), registered for the offence under
Sections 304(B)/ 34 of the Indian Penal Code , 1860.

Learned counsel for the petitioner tried to persuade
the court that in this case alleged occurrence had taken place
on 13.03.2014, however *fardbyan* was got recorded on
22.03.2014 even thereafter, F.I.R. was not immediately lodged
and F.I.R. in this case was lodged on 03.04.2014. He tried to



persuade the court that deceased died due to natural death and subsequently, a false case was fabricated, however, he did not dispute the fact that case has already been committed to the court of Sessions, but as per learned counsel for the petitioner till date charge has not been framed.

Besides hearing, I have perused the materials available on record particularly the F.I.R. and on going through the F.I.R., I am of the opinion that it is not a case for grant of bail, and as such, prayer for bail stands dismissed. However, considering the fact that petitioner is in custody since 13.11.2017 and case has already been committed to the court of Sessions, while dismissing it is desirable to observe that the learned court below as well as prosecution may take all steps, so that , the case may come to its logical end without unnecessary delay.

(Rakesh Kumar, J)

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