

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.40551 of 2018

Arising Out of PS.Case No. -186 Year- 2017 Thana -LADANIA District- MADHUBANI

=====

Santosh Ram, S/o Laxmi Ram, R/o Vill.- Kamtauliya, P.S.- Ladaniya,
District- Madhubani.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Gagan Deo Yadav, Advocate.

For the Opposite Party : Mr. Harendra Prasad, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-08-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
19.09.2017 in a case for the offence registered under Sections
498(A), 304(B) and 201/34 of the IPC.

The prosecution story, in brief, is that the accused
persons including the petitioner killed the victim due to non-
fulfilment of demand of dowry.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent.
Charge sheet has been submitted in the present case. There is no
allegation of tampering with the witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the present



case. There is no substantive evidence to suggest the implication of the petitioner in the present case nor there is eye witness to the alleged occurrence.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case. He is husband of the deceased. The onus is on him to explain the cause of death of the deceased.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. The same is rejected in connection with Ladaniya P.S. Case No. 186 of 2017, S.T. No. 99/18, pending in the court of learned Additional Sessions Judge-VII, Madhubani.

The court below is directed to expedite the trial.

U.K./-

U		T	
---	--	---	--

(Sudhir Singh, J)

