

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5424 of 2019

Arising Out of PS. Case No.-562 Year-2017 Thana- SIWAN MUFFASIL District- Siwan

Tarkeshwar Sah Son of Ram Bachhan Sah Resident of Village- Badheya, P.S.
Siwan Muffasil, District- Siwan

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Kumar, Advocate

For the Opposite Party/s : Mr.Indra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 02-05-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the offences punishable under Section 304B of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act in connection with Siwan Muffasil (Dhanauti) P.S. Case No. 562 of 2017.

Wife of this petitioner died within six years of her marriage in unnatural circumstances by sustaining burn injury. The allegation is of demand of dowry and torture for the same soon before death.

Submission is that petitioner is in custody since 23.07.2018. No independent witness has supported the allegation and the victim died of accidental fire in the room.



Considering the nature of allegation and material, I am not inclined to enlarge the petitioner on bail. Hence, the prayer for bail is refused.

The trial Court is directed to expedite the trial and conclude the same preferably within nine months, failing which the petitioner would be at liberty to renew the prayer for bail before the trial judge itself.

(Birendra Kumar, J)

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