

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7095 of 2019

Arising Out of PS. Case No.-355 Year-2017 Thana- NAUBATPUR District- Patna

Ritu Raj @ Delu Son of Sri Ashok Kumar Resident of Village- Kopakala,
P.S.- Naubatpur, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar
For the Opposite Party/s : Mr.Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 08-04-2019 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case registered under
Sections 302, 304B/34 of the Indian Penal Code.

The prosecution case, in brief, is of committing torture and
caused death of the victim due to non-fulfillment of demand of
dowry.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 14-07-2018. Charge sheet in this
case has already been submitted. The petitioner has been falsely
implicated in the present case. There is no other substantive
evidence to suggest the implication of the petitioner in the
present case. The deceased is said to have sustained injury due



to accidental fire. There is no other substantive evidence to suggest the implication of the petitioner in the present case. The alleged occurrence is said to have been taken place on 09-10-2017. The case was instituted 12-10-2017. The delay in instituting the FIR has not been explained by the prosecution.

On behalf of the State, it is submitted that the petitioner is named in the FIR. The petitioner is alleged to be husband of the deceased. The onus is on the petitioner to explain the cause of death of the deceased. In course of investigation, several witnesses have supported the prosecution case.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Naubatpur P.S. Case No. 355 of 2017 is rejected.

Learned trial court is directed to expedite the trial of the petitioner.

(Sudhir Singh, J)

A.K.V.//-

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

