

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5654 of 2019

Arising Out of PS. Case No.-394 Year-2013 Thana- HILSA District- Nalanda

PALTU SHARMA, Son of Late Suresh Thakur, Resident of Name Tola,
Mathiyapur, P.S. - Hilsa, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Rita Verma

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 22-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 304B and 201/34 of the
Indian Penal Code.

Daughter of the informant was married with the
petitioner four years prior to her unnatural death. There is
allegation of demand of dowry and torture for the same. The
dead body was allegedly disposed of without information to the
parents of the deceased or to the police.

Submission is that there is delay of three days in
lodging of the FIR. There is no direct evidence against the
petitioner. The informant had already knowledge of the
occurrence of 16.09.2013 itself. However, the FIR was lodged
on 19.09.2018.



Considering the presumption of law against the petitioner and conduct in disposal of the dead body without information to the police or the parents coupled with the allegation, I am not inclined to enlarge the petitioner on bail in connection with Hilsa Police Station Case No. 394 of 2013 pending in the court of learned Sub-Divisional Judicial Magistrate, Hilsa, Nalanda.

Hence, prayer for bail is refused.

Learned trial court is directed to expedite the trial and conclude the same preferably within a period of nine months from the date of receipt/production of a copy of this order, failing which the petitioner would be at liberty to renew his prayer for bail before the learned court below itself.

(Birendra Kumar, J)

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