

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27567 of 2019

Arising Out of PS. Case No.-274 Year-2018 Thana- MAIRWAN District- Siwan

Kamlesh Kumar Yadav Son of Late Dinanath Yadav, Resident of Village-
Phulawariya, P.S-Mairwa, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Sandesh Roy
For the Opposite Party/s : Mr.Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 13-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Mairwa P.S. case No.274
of 2018 registered under Sections 498(A), 304(B)/34 of the
Indian Penal Code, pending in the court of A.C.J.M. VII, Siwan.

Allegation is that the accused persons including the
petitioner committed murder of the daughter of the informant
due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 28.01.2019 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner has falsely been implicated
in the present case. There is no other substantive evidence to



suggest the implication of the petitioner in the present case nor there is any eye witness to the alleged occurrence. General and omnibus allegation has been made.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. He is the husband of the deceased. The onus is upon 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.

The Trial Court is directed to take all necessary steps to conclude the trial preferably within a period of one year from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

Narendra/-

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