

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29634 of 2019

Arising Out of PS. Case No.-249 Year-2018 Thana- GAURICHAK District- Patna

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RANJIT KUMAR @ RANJIT RAY S/O Cheka Ray @ Rjendra Ray R/o
Village- Kandap lakshmichak, P.S.- Gaurichak, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dilip Kumar

For the Opposite Party/s : Mr.Bal Mukund Prasad Sinha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 26-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 304B/34 of the Indian Penal Code.

Allegation against the petitioner is of committing
torture and thereafter caused death of the victim due to non-
fulfilment of demand of dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 23.8.2018 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has falsely been
implicated in the present case. There is no eye witness to the
alleged occurrence. There is no substantive evidence to suggest



his implication in the present case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case. The petitioner is the husband of the deceased. The onus is on him to explain the cause of death. The deceased was physically assaulted by the petitioner and other co-accuseds. The post-mortem report and the statements made in paragraphs 25, 26 and 27 of the case diary supports the allegation.

Considering the nature of allegation, I am not inclined to grant bail to the petitioner in connection with Gaurichak P.S. Case No. 249/18. Prayer is rejected. The Trial Court is directed to expedite the trial within a period of one year from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

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