

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.74134 of 2018

Arising Out of P.S. Case No.-132 Year-2009 Thana- UDWANTNAGAR District- Bhojpur

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Ajay Singh @ Ajay N. Yadav Son of Nand Kumar Singh, Resident of Village
and P.O. and P.S.- Udwant Nagar, District- Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Lallan Singh, Advocate
For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 23-01-2019 Heard the learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

Petitioner had earlier moved for bail which was
rejected vide order dated 29.08.2017 passed in
Cr.Misc.No.33777 of 2017. Petitioner is languishing in judicial
custody since 14.06.2016 in connection with Sessions Trial
No.114 of 2018 arising out of Udwant Nagar P.S.Case No.132
of 2009 for the offence alleged under Section 304(B) of the
Indian Penal Code.

The prosecution case as lodged by the father of the
victim girl Lalti Kumari is that his daughter has been killed by
the petitioner, who is her husband, along with other in-laws due
to non-fulfilment of demand of dowry and her dead body was



cremated without their knowledge.

It has been submitted by the learned counsel for the petitioner that he is innocent and general and omnibus allegations have been levelled against him. He further submits that the informant's daughter died a natural death in Gujrat which was duly informed to the maternal side of the deceased but they did not participate in the cremation ceremony. He further submits that although the date of occurrence is of the year 2009, charges have been framed only in the year 2018 and trial has not made much headway.

However, learned APP for the State opposes the prayer for bail stating that the dead body was also cremated without the knowledge of the family members of the deceased. In this regard, a report was called for regarding the stage of the trial from the learned Additional District & Sessions Judge-III, Bhojpur, Ara which has been sent by letter no.140 dated 05.01.2019 stating therein that three witnesses have been examined and the trial is likely to be concluded within a period of four months

Considering the facts and materials on record, I am not inclined to grant the privilege of bail to the petitioner. Prayer is rejected. However, petitioner may renew his prayer for bail



after four months, if the trial is not concluded by that time.

(Nilu Agrawal, J)

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