

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.72341 of 2018

Arising Out of PS. Case No.-556 Year-2015 Thana- MAHUA District- Vaishali

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Raj Kumar @ Raj Kumar Rai @ Tofa, son of Shri Lokhendra Rai, Resident of
village- Mirzanagar Dogar, P.S.- Mahua, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anjum Perveen

For the Opposite Party/s : Mr. Sanjay Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 07-02-2019 The petitioner seeks bail in connection with Sessions Trial
No. 427 of 2017 arising out Mahua P.S.Case No. 556 of 2015
registered under Sections 304B/34 of the Indian Penal Code and
Section 3 and 4 of the Dowry Prohibition Act.

Earlier prayer for bail of the petitioner was rejected vide
order dated 09.08.2017 passed in Cr. Misc. No. 30392 of 2017.
Petitioner is husband and allegation is of dowry death.

Submission of learned counsel for the petitioner is that in
spite of petitioner having been remained in custody for more
than two years, not a single witness has been examined in this
case though it was direction to the trial court to expedite the trial
and conclude it within a period of one year.

Heard learned A.P.P also and perused the report from
which it appears that up till now not a single witness has been



examined, however, learned court below has submitted that for examination of witnesses summons have been issued.

In such view of the matter, I am not inclined to grant privilege of bail to petitioner. However, considering the facts and circumstances that petitioner is in custody 16.01.2017, trial court is directed to expedite the trial and conduct it on regular basis. At the same time, Superintendent of Police, Vaishali (Hajipur) is directed to produce the witnesses on the date fixed in trial so that it may be concluded as soon as possible.

(Vinod Kumar Sinha, J)

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