

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57448 of 2019

Arising Out of PS. Case No.-292 Year-2018 Thana- RAJAOLI District- Nawada

PRAMOD MANJHI Sonof Bale Manjhi Resident of Village - Chandebara,
P.S.- Rajauli, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Deo Raj

For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-12-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 302, 201/34 of the Indian Penal Code.

The prosecution case, in brief, is that the daughter of the
informant was murdered and thrown in Ahar by the accused
persons.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 23-11-2018. Charge sheet has
already been submitted. The petitioner has been falsely
implicated in the present case. There is no eye witness to the
alleged occurrence. General and omnibus allegation has been



made against the petitioner.

On behalf of the State, it is submitted that the petitioner is husband of the deceased. As per the postmortem report, the deceased was done to death by using sharp cutting weapon on her neck. The petitioner is husband of the deceased. The onus is upon him to explain the cause of death of his wife under Section 106 of the Evidence Act.

On behalf of the State and the informant, it is submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Sessions Trial No. 96/2019/170/2019 arising out of Rajauli P.S. Case No. 292 of 2018 is rejected.

Learned trial court is directed to expedite the trial of the petitioner.

(Sudhir Singh, J)

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