

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75712 of 2018

Arising Out of PS. Case No.-138 Year-2018 Thana- LALGANJ District- Vaishali

Rajvir Singh @ Rajveer Singh Son of Jai Nandan Singh Resident of Village-
Jalalpur, Police Station Lalganj, Distt.-Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Soni Shrivastava

For the Opposite Party/s : Mr.Sri Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 17-01-2019 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Lalganj P. S. Case No.
138 of 2018 instituted for the offence under Section(s) 341,
323, 326, 307, 498A, 504 and 506/34 of the Indian Penal
Code.

In the written report, it is alleged that informant was
married with this petitioner in the year 2006. She was residing
with her husband in Ahmedabad. She could not bear any child.
She had also undergone operation for gall bladder and liver. She
was not provided proper treatment by the petitioner. It is further
alleged that earlier the informant had filed complaint case
against the petitioner vide complaint case no. 692 of 2017 and
after entering into compromise in that case she came to live



with the petitioner. The petitioner left her in Court premises and fled away. She went to her sasural where she was abused by this petitioner. The petitioner told her to bring Rs. 2 lakhs from her parents. It is further alleged that on 6.5.2018 at 7.30 AM while she was in her sasural on the order of father-in-law, petitioner caused burn injury to her by match stick after pouring kerosene oil on her body. She was saved by the neighbours.

The case diary has been received.

Learned counsel for the State after looking into the case diary submits that witnesses in paragraph nos. 7, 8 and 9 of the case diary have supported the allegation levelled against this petitioner. The injury report of the informant is annexed as Annexure-3 to the bail petition, wherein the doctor has found burn injury on lower part of abdomen excluding her private parts. The doctor has found superficial burn of 25% on the person of informant.

Learned counsel for petitioner submits that independent witnesses in paragraph nos. 29, 30 and 35 of the case diary have stated that informant herself set her on fire to give pressure to the petitioner.

This Court, from the nature of allegation made in the written report, finds that earlier also informant had filed



complaint case against petitioner and after compromise she has gone to her sasural where she was again subjected to torture. The petitioner has caused burn injury to her. The doctor has found 25% burn injury on the person of the informant.

Therefore, this Court is not inclined to grant bail to the petitioner at this stage. The prayer for bail of the petitioner stands rejected.

Trial Court is directed to expedite the trial.

Learned counsel for petitioner submits that petitioner is in custody since 7.5.2018

Trial Court is directed to expedite the trial and make efforts to conclude the same as early as possible preferably within a period of nine months from the date of receipt of copy of this order.

Petitioner may renew the prayer for bail in the event trial is not concluded within the aforesaid period.

(Sanjay Priya, J)

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