

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3133 of 2019

Arising Out of PS. Case No.-107 Year-2017 Thana- MADHEPUR District- Madhubani

Mithilesh Chaupal Chandeshwar Chaupal Vill-Mataras Punarbas, P.S-
Madhepur, Distt.-Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hriday Kant Mishra

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

10 15-10-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, being the husband, is in custody since
21.11.2017 in connection with Madhepur P.S. Case No. 107 of
2017 for the offence registered under Sections 304(B), 201/34
of the Indian Penal Code.

Learned counsel for the petitioner submits that there is
no direct circumstantial evidence against the petitioner and even
in the case diary, no independent witnesses come forward to
state anything against the petitioner. It is further submitted that
the deceased was vomiting and crying and then she was taken to
the hospital where she collapsed. He, thus, submits that the
petitioner may be extended the privilege of bail.

Diary in the present case was called for which has



since been received.

Learned counsel for the State, after perusal of the case diary submits that it is a case under 304B of the Indian Penal Case and the victim girl was being pressurized to bring a motorcycle and since the death has occurred within seven years of marriage, the petitioner does not deserve the benefit of regular bail.

Considering the aforesaid facts and circumstances of the case, I am not inclined to grant bail to the petitioner. It is accordingly rejected. However, trial of the case be expedited so as to conclude within a period of eight months from the date of receipt/production of a copy of this order.

(Anjana Mishra, J)

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