

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16439 of 2020

Arising Out of PS. Case No.-91 Year-2019 Thana- RAJEPUR District- East Champaran

SHREE NANDAN MAHTO Son of Ramlil Mahto @ Ramjit Mahto Resident
of Village - Galimpur Mushhar Toli, P.S.- Rajepur, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sangeet Deokuliari, Adv.

For the Opposite Party/s : Mr.Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 26-08-2020 Heard both sides through Video Conferencing.

The petitioner seeks bail in Rajepur P.S. Case No.91 of 2019 registered under Sections 304B and 34 of the Indian Penal Code.

The mother of the deceased disclosed in her fardbeyan that she got her daughter married with the petitioner but immediately after marriage, the petitioner-husband and other in-laws of her daughter started subjecting her to physical and mental torture and on 23.07.2019, she got information that her daughter was done to death by her husband and other in-laws. When the informant went there, she found the dead body of her daughter and inmates of the house were absent.

The learned counsel for the petitioner submits that petitioner is innocent and he has in fact committed no offence.



The wife of the petitioner was a quarrelsome lady. She was suffering from Schizophrenia and she herself committed suicide. The petitioner is in jail for about a year and, therefore, petitioner deserves bail but learned A.P.P. opposed the prayer for bail and submitted that petitioner is the husband and the wife of the petitioner was strangled to death within two months of her marriage.

Having heard both sides and on perusal of the records, it appears that petitioner is the husband of the deceased and deceased was done to death in her in-laws house. Compressed injury on neck was found and this fact shows that deceased appears to have been strangled to death.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

The trial court is directed to hold the trial on day to day basis after over of covid-19 pandemic and conclude the same within one year from the date of receipt of this order.

The S.P., Motihari is directed to ensure the attendance of the witnesses during the trial so that the trial must be concluded within one year.

Let a copy of this order be sent to S.P., East



Champaran, Motihari and the learned trial court.

If the trial is not concluded within one year, the
petitioner may renew his prayer for bail.

(Prabhat Kumar Jha, J)

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