

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26463 of 2020

Arising Out of PS. Case No.-243 Year-2019 Thana- BIHARIGANJ District- Madhepura

DILIP SHARMA Son of Bechan Sharma Resident of Village- Rahta,
Chaumukh, P.S.- Bihariganj, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surya Narayan Yadav, Adv

For the Opposite Party/s : Mrs. Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 04-12-2020 Heard Mr. Surya Narayan Yadav, learned counsel
for the petitioner and Mrs. Sharda Kumari, Additional Public
Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with
Bihariganj PS Case No. 243/2019 registered for the offence
punishable under Sections 304(B), 201/34 of the IPC.

3. The allegation, as per First Information Report, is
that the daughter of the informant was married to the petitioner
and the informant got the information through the villagers that
his daughter has been killed by the petitioner and other family
members.

4. Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and the deceased has died of chronic disease and referring to
Annexure-2, learned counsel for the petitioner, submits that the



doctor has issued a certificate showing that the petitioner took all care for the treatment of the victim.

5. On the other hand, learned counsel for the State, referring to the case diary, submits that all the witnesses have supported the prosecution story that the daughter of the informant was killed by the petitioner by assaulting her on her head when she refused to cook the fish brought by the petitioner on an auspicious occasion of *Somwari* (Monday). Learned counsel further submits that the dead body of the victim was disposed of secretly by the accused person and his family members. As such, postmortem could not be done.

6. Having regard to the submissions made by the parties and taking into consideration the material on record, I am not inclined to grant regular bail to the petitioner at this stage. Accordingly, the prayer for bail of the petitioner stands rejected.

7. However, petitioner, if so advised, may renew his prayer for bail after one year from today, if the trial does not record any progress.

(Anil Kumar Sinha, J)

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