

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29474 of 2020

Arising Out of PS. Case No.-164 Year-2019 Thana- MAHISHI District- Saharsa

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BAIJNATH PANDIT Son of Surendra Pandit @ Sulendra Pandit Resident of
Village- Samani, P.S.- Mahishi (Jalai O.P.), District- Saharsa.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dinesh Maharaj, Advocate.

For the Opposite Party/s : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 04-12-2020 This matter has been taken up in virtual court.

Heard the parties.

The petitioner is languishing in custody for the
offence punishable under Sections 302 and 304(B)/34 of the
Indian Penal Code.

Petitioner is husband of the victim of dowry death.
One year prior to the alleged occurrence, marriage was
solemnized.

The case diary would reveal that other witnesses have
also supported the allegation of torture for non-fulfillment of
dowry demand and the post mortem report reveals that the
doctor found the case of strangulation.

Considering the presumption of law against the
petitioner in the circumstances aforesaid, I am not inclined to



enlarge the petitioner on bail in connection with Mahishi (Jalai
OP) P.S. Case No. 164 of 2019.

Hence, prayer for bail is refused.

Learned trial court is directed to expedite the trial and
conclude the same within nine months failing which the
petitioner would be at liberty to renew prayer for bail before the
trial court itself.

(Birendra Kumar, J)

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