

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68810 of 2019

Arising Out of PS. Case No.-83 Year-2017 Thana- JANDAHA District- Vaishali

RANDHIR KUMAR, Male, aged about 29 years, Son of Dinesh Singh,
Resident of Village - Narharpur, P.S.- Jandaha, Distt.- Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Rajesh Kumar, Advocate.
For the Opposite Party : Mr. Choubey Jawahar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 20-08-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case registered for the
offence under Sections 304 (B)/34 of the I.P.C.

The prosecution story, in brief, is that the sister of the
informant, namely, Aarti Kumari, was married with Randhir
Kumar (petitioner) in the year 2016 and after marriage, she went
to her *Sasural* where she was tortured for demand of dowry and
due to non-fulfilment of demand of dowry of *Bike* his sister has
been done to death by Randhir Kumar (petitioner) and co-



accused Sushant Kumar, Sonu Kumar and her dead body was hanged with a rope.

Earlier two bail applications of the petitioner were rejected vide Cr. Misc. No. 5528 of 2018 under order dated 01.02.2018 and Cr. Misc. No. 11075 of 2019 under order dated 27.02.2019 by the then another Co-ordinate Bench of this Court taking into account that the petitioner is the husband of the deceased and the case relates to dowry death.

This is third attempt for bail on behalf of the petitioner.

A report was called for from the learned court below regarding the present stage of the case. It has been reported that the case is fixed for defence evidence and an application under Section 319 of Cr. P.C. has also been filed on behalf of the prosecution. It has further been reported that from the date of closing of defence evidence, within a period of two months the trial can be concluded excluding the time period of present adverse situation of COVID-19.

Considering the nature of accusation and the stage of the case, I am not inclined to grant bail to the petitioner. The same is rejected in connection with Sessions Trial No. 168 of 2019, arising out of Jandaha P.S. Case No. 83 of 2017, pending



in the court of learned A.D.J.-IIIrd, Vaishali at Hajipur.

If the petitioner completes 3½ years (three and half years) in custody and the trial is not concluded, the petitioner may renew his prayer for bail.

(Sudhir Singh, J)

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