

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24044 of 2021

Arising Out of PS. Case No.-22 Year-2019 Thana- DAGARUA District- Purnia

Md. Jaffer @ Md.Jaffar, son of Md. Samsher, resident of Village-
Khikhirmani, P.S.- Dagaruwa, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan

For the Opposite Party/s : Mr. Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 29-09-2021 The petitioner, who is in custody since

21.02.2019, has approached this Court to renew his

prayer for bail in a case registered for the offences

punishable under Sections 304(B)/34 of the Indian

Penal Code.

Earlier, the prayer for bail of the petitioner was

rejected by this Court vide order dated 27.09.2019

passed in Cr. Misc. No. 45967 of 2019.

The petitioner is husband of the deceased.

It is alleged in the F.I.R that the petitioner

along with his other family members, has killed the

sister of the informant for non-fulfillment of dowry



demand. The postmortem report also corroborates the prosecution version as a ligature mark has been found around the neck of the deceased and the cause of death has been found to be asphyxia.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has been implicated in this case only because he happens to be the husband of the deceased. Moreover, the petitioner is in custody since 21.02.2019.

It appears that vide order dated 28.07.2021, a report was called for with regard to the present stage of the trial. The report has been received and it has been kept as Flag-R.

The report of the learned 4th Additional District & Sessions Judge, Purnea reflects that six witnesses have already been examined and only the doctor and the Investigating Officer are left to be examined.

Considering the fact that petitioner is husband of the deceased and the deceased died only after one



year of her marriage as well as the report of the learned Court below which reflects that trial is at the verge of conclusion as only two witnesses are left to be examined, this Court is not inclined to grant the prayer for bail to the petitioner. Accordingly, the prayer for bail of the petitioner is rejected.

However, the Trial Court is directed to expedite the trial and conclude the same within six months from the date of receipt/production of a copy of this order.

(S. Kumar, J)

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