

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26078 of 2021

Arising Out of PS. Case No.-533 Year-2020 Thana- NAUBATPUR District- Patna

Raghu Prasad Son Of Dev Mangal R/O Village- Narayanpur, P.S.- Naubatpur,
District- Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kanhaiya Pandey
For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 13-09-2021 This matter is taken up for consideration through
Video Conferencing.

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

The petitioner seeks bail in Naubatpur P.S. Case No.
533 of 2020, registered for the offence punishable under
Sections 341, 323, 498(A), 302/34 of the Indian Penal Code.

As per the prosecution case, sister of the informant
was married with this petitioner 17-18 years ago and also
blessed with three children. After marriage, informant's sister
was subjected to cruelty and harassment by her husband and in-
laws. Ultimately, this petitioner along with FIR named accused
persons committed murder of the sister of informant.

It is submitted on behalf of the petitioner that



deceased was suffering from various disease and died due to illness. As per postmortem report, no external injury was found on the person of deceased and viscera has been preserved and cause of death could not be ascertained as yet. Petitioner has been arrested from his house and this false case has been instituted for taking ornaments and money from the petitioner and petitioner is in custody since 17.10.2020 having no criminal antecedent. Chargesheet has already been submitted.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner happens to be the husband of deceased and there is specific allegation against this petitioner that he subjected the deceased to cruelty and harrasment.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

As the petitioner is in custody since 17.10.2020, trial court is directed to expedite the trial.

(Prabhat Kumar Singh, J)

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