

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 4512 of 2021**

Arising Out of PS. Case No.-284 Year-2018 Thana- ATRI District- Gaya

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VIJAY YADAV S/O RATAN YADAV RESIDENT OF VILLAGE-
KASIYADIH, P.S-ATRI, DISTRICT-GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr S S P Yadav, Advocate

For the Opposite Party/s : Ms Renu Kumari, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

5 26-07-2021 This case has been taken up today for consideration
through Video Conferencing.

Petitioner has moved this application renewing his
prayer for bail. Earlier, his prayer was rejected on 20.11.2019
with an observation that if the trial is not concluded within one
year, he may renew his prayer for bail (Annexure 1).

The brief background is that the petitioner is alleged
of killing his wife, i e., the daughter of the informant. The
killing is for non-fulfillment of demand of dowry. This Court,
on the earlier occasion, has taken note of the cause of death
being shock and asphyxia as a result of smothering, which has
been supported by the report of the Forensic Science
Laboratory.



In the aforesaid circumstances, this Court has called for a report regarding the stage of trial. Additional Sessions Judge IV, Gaya has sent a report. It is stated in the report that three witnesses have been examined and summons to official witnesses have been issued.

Since, official witnesses only remain to be examined, this Court would reject the prayer for bail of the petitioner for the present with a liberty to renew his prayer after three months.

The Superintendent of Police should take all suitable steps for ensuring appearance of the official witnesses. Petitioner should also cooperate for expeditious conclusion of the trial.

(Madhuresh Prasad, J)

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