

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23739 of 2021

Arising Out of PS. Case No.-303 Year-2019 Thana- JOGBANI District- Araria

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BHIM BAHARDAR, Son of Shaini Bahardar Resident of Village - Takiya,
Ward No. 11, P.S. - Jogbani, District - Araria.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

12 11-05-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

The petitioner seeks regular bail in connection with
Jogbani P.S. Case No. 303 of 2019, registered for the offence
punishable under Section 304(B) and 201/34 of the Indian Penal
Code, pending in the Court of learned Chief Judicial Magistrate,
Araria.

As per allegation made in the F.I.R. is that the accused
persons named in the F.I.R. including the petitioner caused
death of the daughter of informant due to non-fulfillment of
demand of dowry and disposed of her dead body, which was
recovered in course of investigation after lodging of the F.I.R.

Learned counsel appearing on behalf of petitioner



submits that petitioner is the husband of the deceased and he is in custody since 13.10.2020. He further submits that even after submission of the Chargesheet, the charges have not been framed till date.

Considering the facts and circumstances of the case and the fact that there is direct allegation against the petitioner, who is husband of the deceased, that he has committed murder of his wife due to non-fulfillment of demand of dowry, I am not inclined to enlarge the petitioner on bail, at this stage. Accordingly, the prayer for grant of regular bail is rejected.

Taking into consideration the fact that even after submission of the Chargesheet, the trial has not been progressed till date. The learned trial Court is directed to conclude the trial expeditiously, well within a period of one year. If no substantial progress takes place in trial, the petitioner, if so advised, may renew his prayer for bail after one year.

(Purnendu Singh, J)

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