

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59288 of 2021

Arising Out of PS. Case No.-218 Year-2020 Thana- KATEYA District- Gopalganj

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GUDDU MADESIYA @ GUDDU MADHESHIYA Son of Vijay Kumar Sah
@ Vijay Madeshiya @ Vijay Madheshiya @ Vijay Ramlagan Sah Madeshiya
Resident of Village- Khalgaon (Khalganw), P.S.- Kateya, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh

For the Opposite Party/s : Mr.A.G

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

4 24-08-2022 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Sessions Trial No.143/2021 arising out Kateya P.S. Case
218/2020, registered for the offence punishable under Sections
304(B),201/34 of the Indian Penal Code.

As per prosecution case, there is accusation against
the petitioner and others to have killed the informant's daughter
by setting her on fire due to non-fulfillment of demand of
dowry.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. The petitioner is languishing in custody since 21.09.2020
and bears no criminal antecedent. Learned counsel for the



petitioner further submits that there is no specific allegation against the petitioner and there is general and omnibus allegation. Charge sheet has been submitted in this case and there is no likelihood of tampering with the prosecution evidence.

The learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioner and submits that the petitioner is husband of the deceased.

Considering the nature of allegation and available material against the petitioner as well as presumption of law, I am not inclined to grant bail to the petitioner. Hence, prayer for bail of the petitioner stands rejected.

However, the trial court is directed to expedite the trial as early as possible preferably within nine months. If the trial court is not concluded within the aforesaid period, the petitioner would be at liberty to renew his prayer for bail.

(Alok Kumar Pandey, J)

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