

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 27506 of 2023

Arising Out of PS. Case No.-128 Year-2021 Thana- HATHAURI District- Muzaffarpur

Om Prakash Rai Son of Chandeshwar Rai Resident of village - Sahila
Baidnath, P.S.- Hathauri, District - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Adv.

For the Opposite Party/s : Mr. Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 06-06-2023 Let the defect(s), if any, be removed within two weeks
from today.

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

The petitioner seeks regular bail in connection with
Hathauri P.S. Case No. 128 of 2021 in Session Trial No.172 of
2022 lodged under Sections 304(B) and 34 of the I.P.C.

As per the prosecution case, the allegation of Section
304(B) is against the present petitioner. The case has been filed
by the father of the deceased and petitioner is the husband.

Learned counsel for the petitioner submits that
petitioner is in custody since 14.09.2022 having clean
antecedent. It is out and out false case lodged against the
petitioner and he is basically victim of this case.

Learned counsel for the State opposes the prayer for bail and submits that petitioner is husband and could not protect his wife.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected.

Trial Court is directed to expedite the trial and complete within 9 months.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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