

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32849 of 2022

Arising Out of PS. Case No.-542 Year-2019 Thana- DHANARUA District- Patna

Rajesh Kumar @ Rajesh Prasad, S/o Rajballam Yadav @ Rajballabh Yadav,
R/o Village- Madahipar, P.S.- Dhanarua, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha

For the Opposite Party/s : Mr. Abhay Kumar

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

5 23-02-2023 Heard Ld. counsel for the petitioner and Ld. APP
for the State.

The petitioner seeks bail in connection with S. Tr.
No. 281 of 2020 arising out of Dhanarua P.S. Case No.542
of 2019, registered for the offences punishable under
Sections 304(B) and 34 of the Indian Penal Code.

The prosecution case as emerges from the FIR is
that the marriage of the informant's daughter/Lalita Devi
was solemnized with the accused-petitioner Rajesh Prasad
according to Hindu rites and customs in the year 2015.
Moreover, after two years they were blessed with a baby.
Further, after some time, the husband and his family



members started torturing her for non-fulfilment of illegal demand of dowry, and ultimately, they killed her.

Ld. counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case.

He further submits that the petitioner has been languishing in jail since 06.08.2020.

It has also been stated in paragraph no. 3 of the bail petition that the petitioner has no criminal antecedent.

It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one.

However, Ld. APP for the State vehemently opposes the prayer of the petitioner for bail submitting that the petitioner is husband and the trial is at its fag end.

Considering the aforesaid facts and circumstances, I am not persuaded to enlarge the petitioner on bail at this stage

The petition stands rejected accordingly.



Ld. counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

(Jitendra Kumar, J)

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