

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.46551 of 2022**

Arising Out of PS. Case No.-420 Year-2017 Thana- NAUTAN District- West Champaran

MARWARI CHAUDHARI @ MIRWARI CHAUDHARI S/o Sheodhari  
Chaudhari Resident of Village- Bheriharawa, Police Station- Nautan, District-  
West Champaran.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr. Anant Kumar Mishra, Advocate  
For the Opposite Party : Mr. C. Jawahar, APP

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

5      08-02-2023                      Heard learned counsel for the petitioner and the State.

Four weeks' time is granted to the counsel for the  
petitioner to remove the defect(s) as pointed out by the office.

The petitioner seeks bail in Sessions Trial No. 36 of  
2018 arising out of Nautan P.S. Case No. 420 of 2017  
registered for the offence under Section-302/34 of the Indian  
Penal Code and 27 of the Arms Act.

Earlier prayer for bail of the petitioner was rejected  
taking into account that the petitioner was husband of the  
deceased and the onus was upon him to explain the cause of  
death of his wife.

A report was called for from the trial court.

It has been reported that three witnesses including the



I.O. and the Doctor are left to be examined in the present case. In the light of the order dated 14-12-2022, second show cause has been filed on behalf of the District Magistrate, Bettiah, West Champaran. In paragraph-4, specific statement has been made that the remaining prosecution witnesses have already been examined in the present case and the case is fixed for defence witness.

Considering the nature of accusation and stage of the case, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner is rejected.

The trial court is directed to conclude the trial at the earliest.

**(Sudhir Singh, J)**

A.K.V.//-

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