

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66863 of 2022

Arising Out of PS. Case No.-153 Year-2019 Thana- KATHAIYA District- Muzaffarpur

Prabhat Kumar Singh S/O Devendra Singh R/O Village- Paroha, P.S-
Kathaiya, District- Muzaffarpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dipak Kumar, Advocate
For the Opposite Party/s	:	Mr. Md. Ataur Rahman, APP
For the Informant	:	Mr. Sachin Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

5 08-05-2023 Heard learned counsel for the petitioner, learned
counsel appearing on behalf of the informant as well as learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail who is in custody since
06.08.2022 in connection with Kathaiya P.S. Case No. 153 of
2019, F.I.R. dated 12.09.2019 for the offences punishable under
Sections 304B/34 of the Indian Penal Code.

According to prosecution case, all the accused persons
including the petitioner who happens to be the husband of the
deceased have murdered the daughter of the informant due to



non-fulfillment of demand of dowry of Rs. 5 lakhs, etc.

Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has never demanded any dowry or harassed the deceased. It appears from the F.I.R. that there is no specific allegation against the petitioner.

The learned counsel appearing on behalf of the informant as well as learned Additional Public Prosecutor have vehemently opposed the prayer for bail of the petitioner and submits that previously a case was lodged under Section 498A and it has come during investigation that the allegation against the petitioner is also supported by number of witnesses as well as medical evidence.

Vide order dated 25.04.2023 a report was called with regard to the present stage of trial. Report of the learned Trial Court dated 29.04.2023 reveals that the trial is going on.

Considering the aforesaid facts and circumstances, I am not inclined to enlarge the petitioner on bail in connection with Kathaiya P.S. Case No. 153 of 2019 pending in the court of learned Sub Divisional Judicial Magistrate, West Muzaffarpur.

Prayer is refused.



However, the learned Trial Court is directed to expedite and conclude the trial at the earliest.

(Rajesh Kumar Verma, J)

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