

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1280 of 2022

Arising Out of PS. Case No.-359 Year-2020 Thana- PAROO District- Muzaffarpur

Rajesh Kumar @ Happy Son Of Late Rajanarayan Pandey @ Late Jagarnath Pandey Resident Of Village- Paroo Mathiya, P.S.- Paroo, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yugal Kishore

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 11-01-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a case registered for the offences punishable under Sections 304(B), 34 of the Indian Penal Code.

The accusation is of killing the grand-daughter of the informant for non-fulfillment of dowry demand.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner is husband of the deceased and he has performed love marriage with



the victim, therefore, there is no chance of any demand for dowry or torture. It is further submitted that at the time of occurrence, the petitioner was not in the house. The petitioner is languishing in custody since 10.08.2021.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that petitioner is husband of the deceased. The deceased died within one year of her marriage.

It appears that vide order dated 23.11.2022, a report was called for with regard to the present stage of the trial. The report has been received which suggests that summons against the prosecution witnesses have been issued.

Since petitioner is husband of the deceased and deceased died within one year of her marriage, this Court is not inclined to grant bail to the petitioner for the present. The prayer for grant of bail to the petitioner



stands rejected.

The Trial Court is directed to expedite the trial and conclude the same within a period of six months from today. The petitioner is at liberty to renew his prayer for bail, if the trial is not concluded within six months.

(Sunil Kumar Panwar, J)

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