

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10493 of 2024

Arising Out of PS. Case No.-161 Year-2019 Thana- BELA District- Sitamarhi

Ashok Kumar Paswan Son of Jay Narayan Paswan @ Jai Narayan Paswan @
Jai Paswan Resident of Village- Gorhari, Police Station- Bela, District-
Sitamarhi

... .. Petitioner/s

Versus

1. The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh
For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 12-07-2024 Heard the learned counsel for the petitioner and the
learned APP for the State.

2. The present petition is by way of second attempt at the
behest of the petitioner for grant of regular bail in connection
with Bela P.S.Case No. 161 of 2019, registered for the offences
punishable under Sections 304(B)/34 of the Indian Penal Code,
inasmuch as this Court had earlier rejected the prayer of the
petitioner for grant of regular bail, by an order dated 3.2.2023,
passed in Criminal Miscellaneous No. 57620 of 2022.

3. The case of the prosecution in brief, according to the
informant, is that he had solemnized the marriage of his
daughter with the petitioner herein according to Hindu customs



and rites, whereafter her daughter had gone to her matrimonial home, however, subsequently, the accused persons including the petitioner had started demanding dowry and finally, on 08.07.2019, the accused persons including the petitioner had murdered the daughter of the informant by hanging her, on account of non-fulfilment of the demand for dowry.

4. The learned counsel for the petitioner submits that all the prosecution witnesses except the informant and the Doctor have been examined, hence, the learned Trial Court be directed to expedite the trial.

5. *Per contra*, the learned APP for the State has vehemently opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record, this Court finds that the impugned order dated 23.7.2022 is quite exhaustive, from a bare perusal whereof, the complicity of the petitioner in the alleged occurrence is writ large and he appears to be prima facie responsible for having murdered his wife on account of non-fulfillment of the demand for dowry, apart from the fact that there is no change in circumstance so as to warrant reconsideration of the prayer of the petitioner for



grant of bail, hence, I do not find any merit in the present
petition, thus, the same stands dismissed. Nonetheless, the Trial
Court is directed to expedite the trial.

(Mohit Kumar Shah, J)

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