

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25261 of 2024

Arising Out of PS. Case No.-32 Year-2023 Thana- EKCHARI District- Bhagalpur

Naveen Mandal @ Naveen Kumar @ Naveen Kumar Mandal son of Late
Kedar Mandal @ Kedar Nath Mandal Village- Ekchari Diyara Ps- Ekchari
Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijendra Kumar

For the Opposite Party/s : Mr. Lakshmi Kant Sharma, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 21-06-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection
with Ekchari P.S. Case No. 32 of 2023 instituted for the offence
under Sections 304(B)/34 of the Indian Penal Code.

3. As per prosecution case, it is alleged that the
petitioner along with co-accused persons used to torture and
assault the daughter of the informant and ultimately on
10.5.2023, they murdered her daughter by using electric live
current.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and committed no offence. The petitioner
is husband of the deceased due to which he has falsely been
implicated in this case. No prior complaint has been made



against the petitioner regarding demand of dowry or torturing the deceased. The petitioner has got no criminal antecedent as stated in para-3 of the petition and languishing in judicial custody since 20.7.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail and submitted that the petitioner is husband of the deceased upon whom the full responsibility to keep his wife well. Postmortem report annexed with the case diary, corroborates the prosecution case in which cause of death is opined as Asphyxia and shock due to contact with live electric wire (electrocution). It is further submitted the witnesses of this case have also supported the prosecution.

6. Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. The trial Court is directed to expedite the trial and conclude the same within a period of nine months, failing which the petitioner may renew his prayer of bail.

(Sunil Kumar Panwar, J)

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