

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.83578 of 2023**

Arising Out of PS. Case No.-56 Year-2023 Thana- AKBARPUR District- Nawada

SUDAMA PRASAD @ SUDAMA KUMAR Son of Rajendra Prasad R/O  
VILLAGE PACHRUKHI, P.S. AKBARPUR, DISTRICT NAWADA, BIHAR  
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Pramod Kumar Verma, Adv.

For the Opposite Party/s : Mr.Upendra Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY**  
**ORAL ORDER**

5      19-07-2024                      Heard learned counsel for the petitioner and learned

Addl. P.P. appearing for the State.

Petitioner seeks bail in connection with Akbarpur P.S.

Case No. 56 of 2023 registered for the offences punishable  
under sections 498(A), 304(B)/34 of the Indian Penal Code.

As per the prosecution case, petitioner and others  
committed murder of informant's daughter by pressing her neck  
for non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that  
petitioner is innocent and has committed no offence as alleged  
in the first information report. There is no specific allegation  
against the petitioner. Petitioner has been made accused in this  
case merely because he is the husband of the deceased.  
Petitioner bears no criminal antecedent and he is in custody  
since 26.01.2023.

5. The learned A.P.P. for the State as well as



learned counsel for the informant vehemently opposes the prayer for bail of the petitioner and submits that petitioner being the husband cannot escape from the responsibility that his wife has died within one year of marriage and death was under suspicious circumstances and *post mortem* report also supports that the deceased was having pregnancy. The fact of pregnancy, as alleged in the first information report, has been supported by post mortem report and post mortem report also indicates external injury. In this way, petitioner being the husband does not deserve bail.

6. In pursuance of the order of the Court, a report has been received from the trial court. The report indicates that out of seven charge-sheet witnesses, four have already been examined and only three witnesses are left to be examined and the concerned Court has sought three months time to conclude the trial of the case.

7. Considering the facts and circumstances of the case, nature of allegation levelled against the petitioner being the husband along with material available on record, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner is hereby rejected.

8. However, the trial Court is directed to expedite



the trial of the case and conclude it as early as possible.

(Alok Kumar Pandey, J)

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