

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41783 of 2015

Arising Out of PS.Case No. -222 Year- 2014 Thana -ALOU LI District- KHAGARIA

Nandan Yadav S/o Shatrudhan Yadav Resident of village - Mansherpur,
P.S. Baliya, District - Begusarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saroj Kumar Sharma

For the Opposite Party/s : Mr. R.P.S.Singh(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 30-11-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Section 302/34 of the Indian Penal Code.

Allegation against the petitioner is that he struck the head
of the deceased to the ground and co-accused Rohit Kumar cut the
neck of the deceased.

It has been submitted on behalf of the petitioner that he
has got no criminal antecedent. He is in custody since 23.6.2015.
Chargesheet has been submitted in the present case. There is no
allegation of tampering of evidence against the petitioner. There
is no injury attributed against the petitioner. The main allegation
is against one co-accused Rohit Kumar.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R. and there is specific overt act alleged against
the petitioner. Petitioner and the deceased are none else they are
brother and sister and he has actively participated in committing
the heinous crime of murder.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner, same is rejected.

Any how, the court below is directed to take all necessary steps to conclude the trial in connection with Alauli P.S. case no. 222 of 2014 preferably within a period of one year from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

sudip/-

U		T	
---	--	---	--