

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33654 of 2015

Arising Out of PS.Case No. -13 Year- 2015 Thana -KARENDE District- SEKHPURA

=====

Tulsi Yadav S/o Late Sheetal Yadav R/o Uksi, P.S. Karandey & District
Sheikhpura

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ajit Kumar

For the Opposite Party/s : Mr. Smt.Pushpa Sinha (App)

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 21-12-2015

Heard learned counsel for the petitioner and the State.

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

Allegation against the petitioner is that he assaulted on
the head of the victim lady, wife of the informant, as she protested
for putting dung on her wall. During the course of treatment, the
victim died.

It has been submitted on behalf of the petitioner that he
has got no criminal antecedent. He is in custody since 30.5.2015.
Chargesheet has been submitted in the present case. There is no
allegation of tampering of evidence against the petitioner.
Informant is not the eye witness to the alleged occurrence. He is
only a hearsay witness. Petitioner has falsely been implicated in
the present case. It is at best a case under Section 304 of the
Indian Penal Code

On behalf of the State, it is submitted that there is
specific allegation of assault against the petitioner, due to which

the deceased is said to have died.

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 expedite the trial in connection with Karandey P. S. Case no. 13 of 2015 and conclude the same 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	
---	--	---	--