

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28951 of 2014

Arising Out of PS.Case No. -72 Year- 2010 Thana -SARAN GRP CASE District- SARAN

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Mintu Kumar Das @ Pintu Kumar Das Son of Gajadhar Das Resident of
village - Jamla, Police Station - Mufassil, District - East Champaran
(Motihari).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Binod Kumar Sinha, Advocate

For the Opposite Party : Mrs. Sharda Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

4 09-01-2015

Heard both sides.

The petitioner, Mintu Kumar Das @ Pintu Kumar
Das, seeks regular bail in Chapra Rail P.S. Case No.72 of 2010,
registered under Sections 364 and 365 of the Indian Penal Code.

Laxmi Mahto, the informant, alleged that some
passengers took his son after hiring auto-rickshaw bearing BR-
04G-6774.

Learned counsel for the petitioner submits that the
petitioner is not named in the first information report and nothing
has been recovered from the possession of the petitioner and he is
in jail for more than two years.

It appears from the perusal of the case diary that the
petitioner, of course, is not named in the first information report,
but one Perwez was apprehended as he was found using the

mobile of the deceased. Perwez disclosed that he purchased the mobile from the petitioner on payment of Rs.500. Petitioner was arrested and he confessed his guilt. He also disclosed that he sold the auto-rickshaw to one Laxman Sah. The petitioner also confessed that he killed the driver of the auto-rickshaw by tying red towel around his neck and the dead body with red towel around the neck was found.

Considering the facts aforesaid, I am not inclined to grant bail. Accordingly, the application is dismissed.

The trial Court is directed to expedite the trial and conclude the same within one year from the date of receipt/production of a copy of this order.

(Prabhat Kumar Jha, J)

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