

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50056 of 2016

Arising Out of PS.Case No. -102 Year- 2016 Thana -HARNAUT District- NALANDA
(BIHARSHARIFF)

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Ranjit Yadav S/o Suresh Yadav, Resident of Village- Sabnahua Dih, P.S.-
Harnaut, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar No.1, Advocate

For the Opposite Party/s : Mr. Uday Chand Prasad, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 16-12-2016 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
31.03.2016 in connection with Harnaut P.S. Case No. 102 of 2016
pending in the Court of learned Chief Judicial Magistrate, Nalanda
at Biharsharif registered for the offence punishable under Section
302 of the Indian Penal Code.

The prosecution case is that aunt of the informant
was cutting grass in the field and while informant was passing
through the adjacent field, he noticed that the petitioner after
cutting the throat of his aunt fled away. Thereafter, informant
rushed to the place of occurrence where he found his aunt in a
pool of blood and she was dead. The motive behind the occurrence



is said to be land dispute.

It has been submitted by the learned counsel for the petitioner that he is innocent, has no criminal history and has been falsely implicated being a relative of the deceased and allegation is of land dispute. He submits that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence

However, learned A.P.P. for the State submits that the informant and the grandson of the deceased are eye-witnesses to the occurrence, hence, opposes the prayer for bail.

From perusal of the materials on record and statement of the eye-witness as well as the informant, I am not inclined to grant the privilege of bail to the petitioner. This application is, accordingly, rejected.

(Nilu Agrawal, J.)

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