

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22473 of 2016

Arising Out of PS.Case No. -334 Year- 2015 Thana -GOVINDGANJ District-
EASTCHAMPARAN(MOTIHARI)

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Rajan Kumar @ Rajan Kumar Son of Sri Narayan Prasad, Resident of
Village- Barharwa, Police Station- Malahi, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Birendra Kumar Singh, Advocate
For the Opposite Party : Mr. Nityanand Tiwari, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-08-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody in connection with
Govindganj (Malahi) P.S.Case No.334 of 2015 pending in the
Court of **CJM, Motihari** registered for an offence under Section
302 of the IPC.

As per the prosecution case, it is a case of double
murder by the accused persons.

Learned counsel for the petitioner submits that the
petitioner is in custody since 07.11.2015. Chargesheet has been
submitted in the case. Petitioner has got no criminal antecedent.
There is no allegation of tampering of witnesses against the
petitioner. Petitioner has falsely been implicated in the present

case. There is no eye witness to the alleged occurrence. The name of the petitioner has come merely on the basis of suspicion. There is no circumstantial evidence to suggest his implication in the present case.

On behalf of the State, it is submitted that the petitioner is named in the FIR. It is a case of double murder. One of the deceased is the daughter of the petitioner. Onus is upon the petitioner to explain the death of his daughter and the other deceased as both dead body are recovered from the house of the petitioner.

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

Anyhow, the trial court is directed to take all necessary steps to expedite the trial.

(Sudhir Singh, J)

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