

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17154 of 2017

Arising Out of PS.Case No. -242 Year- 2016 Thana -JAHANABAD District- JEHANABAD

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Shailesh Yadav, son of Chalitar Yadav, R/o Village- Salempur, P.S.-
Jehanabad, District- Jehanabad,

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dhirendra Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Pranav Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-04-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Jehanabad P.S.Case No. 242 of 2016 registered for the offences
punishable under Sections 147, 148, 149, 323, 307, 447 and 302 of
the Indian Penal Code.

As per FIR there is allegation of assault against the
petitioner on the stomach and intestine of the deceased.

It has been submitted on behalf of the petitioner that
FIR itself shows that there was brick batting between the parties
and, as such, it cannot be said that petitioner has assaulted the
deceased and there was other way around that co-accused, who
has also assaulted the deceased, has been granted bail and
petitioner is in custody for eight months. Further submission is



that there is delay in lodging the FIR.

Heard learned APP also.

Having heard both sides and in view of the specific allegation of assault against the petitioner and due to which deceased succumbed to injuries, I am not inclined to grant bail to the petitioner.

However, as the petitioner is in custody for eight months, learned trial court is directed to expedite the trial and try to conclude it as quick as possible.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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