

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21927 of 2017

Arising Out of PS.Case No. -128 Year- 2016 Thana -SHEKHPURA District- SEKHPURA

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1. Mahesh Yadav Son of late Rameshwar Yadav Resident of Village-
Danibigha, P.S. Shekhpora, District- Shekhpora.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uma Shankar Sharma
For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP
For the Informant : Mr. Brajesh Kumar Gupta

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-06-2017 The petitioner seeks regular bail in connection with

Shekhpora (Kusumbha) P.S. Case No. 128/16, registered for

offences punishable under Sections 326, 307, 302, 34 of the Indian

Penal Code and Section 27 of the Arms Act.

It has been submitted on behalf of the petitioner that
petitioner's name has surfaced in this case only on the basis of
confessional statement of co-accused and though informant has
also named this petitioner in para -22 of the case diary but he too
has not named him as an assailant and except that there is nothing
against him. Petitioner has been in custody since 24.01.2017.

Heard learned A.P.P. and learned counsel for the
informant. They have opposed the prayer for bail. Learned counsel
for the informant has submitted that petitioner himself has



confessed his guilt in para 78 of the case diary and apart from that informant has also said in para 56 of the case diary that he has identified the petitioner by his voice and further petitioner also has criminal antecedent, as such, he does not deserve the privilege of bail.

Having heard both sides, considering the fact that petitioner himself has confessed his guilt coupled with the fact petitioner has criminal antecedents and also he has been named by other co-accused of this case, as such, I am not inclined to release the petitioner on bail, his application for regular bail is, accordingly, rejected.

However, the trial court is directed to expedite the trial and try to conclude it as early as possible.

(Vinod Kumar Sinha, J)

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