

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39334 of 2017

Arising Out of PS.Case No. -320 Year- 2016 Thana -DARIYAPUR District- SARAN

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Dinesh Kumar, S/o Viswanath Mahto @ Vishwanath Mehta, resident of
Village- Basti Jalal, P.S. Dighwara, District- Saran at Chapra.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Tej Pratap Singh

For the Opposite Party/s : Mr. Dr. Rabindra Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 11-09-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with
Dariyapur P.S. Case No. 320 of 2016 registered for the offences
punishable under Sections 302, 201 and 120B of the Indian Penal
Code.

Petitioner is not named in the FIR and later on his name
transpires during course of investigation.

Submission of learned counsel for the petitioner is that
except confessional statement there is nothing against him and the
SIM which was used is not of the petitioner, rather the same is of
one Munna Kumar and petitioner is in custody since 5.1.2017.

Heard learned APP and learned counsel for the
informant. They have opposed the prayer for bail stating that SIM,



which was being used by the petitioner in the crime, is recovered from the petitioner.

Having heard both sides and in view of facts and circumstances, I am not inclined to grant bail to the petitioner.

However, since the petitioner is in custody for nine months, learned trial court is directed to expedite the trial and try to conclude it within a period of nine months.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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