

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.8613 of 2017

Arising Out of PS.Case No. -174 Year- 2016 Thana -KHARAGPUR District- MUNGER

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1. Dhiraj Kumar, son of Manik Lal Vishwakarma, Resident of Village- Hat
Chauk, P.S.- Haweli Kharagpur, District- Munger Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Ambika Bhagat, Adv.

For the Opposite Party : Mr. Narsingh Tanti, APP 111

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL ORDER

3 21-03-2017 Heard the learned counsel for the petitioner
and the State.

This is a petition for grant of regular bail for
offence under Section 302/34 of the Indian Penal Code.

According to first information report, the
petitioner and two others caused death of Sunny Kumar
by assaulting him and penetrating a tube light in his anus.
The post mortem report supports the prosecution
allegation of the manner and the nature of the injury.

Submission of the petitioner is that witnesses
examined by the police vide paragraphs 6 and 7 of the
case diary would reveal that the tube light was not in the
hand of this petitioner though the allegation was heinous
one, but, there is no material against the petitioner to
substantiate. The petitioner is in custody since
05.10.2016.

Considering the nature of allegation against
the petitioner, I am not inclined to enlarge the petitioner



on bail.

The prayer for bail is **refused**.

The learned trial Court is directed to expedite the trial.

(Birendra Kumar, J)

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