

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27501 of 2017

Arising Out of PS.Case No. -319 Year- 2016 Thana -BANIAPUR District- SARAN

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1. Ajay Singh, Son of Dadan Singh. null
2. Md. Jamir @ Nanhak @ Jahagir, Son of Late Phul Mohammed, Both
are resident of Village- Devlakha Bhati, Police Station- Baniyapur, District-
Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vipin Kumar Singh

For the Opposite Party/s : Smt. Indu Bala Pandey

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 13-09-2017

Heard the parties.

The petitioners seek regular bail in Baniyapur
P.S. Case No.319 of 2016 registered for the offence under
Sections 328 and 302/34 of the I.P.C.

Allegation against the petitioners is that they
had taken the husband of the informant along with them in
car in the night and next day brought him back to the
house of the informant and told her that your husband was
lying sleeping on the middle seat of the car, you bring
him and she went to bring him she saw that froth was
coming from his mouth and he was dead. As such, the



petitioners have been made accused.

Submission of the learned counsel for the petitioners is that they have been falsely implicated in this case only on the basis of suspicion and had they killed him they would not have brought him to his house. In fact, the deceased had taken some liquid due to which he died.

Heard learned A.P.P. also.

As this is a case under Section 328 of I.P.C. a report was called for from the F.S.L.. The F.S.L. report shows that Alchohal Zinc is found in intestine which is used as poisonous substance.

In view of the above fact, considering the circumstance, I am not inclined to grant bail to the petitioner. As such, learned trial court is directed to expedite the trial and conclude as soon as possible preferably within a period of nine months from the date of receipt of a copy of this order

With this observation, this application is



dismissed.

Office is directed to return the F.S.L. report to the trial court.

(Vinod Kumar Sinha, J)

AnilKrSinha/-

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