

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31563 of 2017

Arising Out of PS.Case No. -62 Year- 2017 Thana -BAIKUNTHPUR District- GOPALGANJ

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Devendra Kumar @ Devendra Rai Son of Hira Rai, Resident of Village-
Banaura, P.S.- Baikunthpur, District- Gopalganj.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha

For the Opposite Party/s : Sri S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-07-2017

This application is for grant of bail in connection with
Baikunthpur P.S. Case No. 62 of 2017 registered for the offence(s)
under section(s) 147, 148, 149, 323, 324, 307, 302 and 447 of the
Indian Penal Code.

Allegation against the petitioner is of assaulting the
deceased by *Farsa* causing his death.

Submission of the learned counsel for the petitioner is
that there is case and counter case between the parties and the
petitioner also received injury and though it has been alleged that
the petitioner assaulted the deceased but when there was free
fighting going on between the parties, it cannot be said that the
petitioner assaulted the deceased and he is in custody for about
four months.



Heard learned Additional Public Prosecutor also.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner. However, the Trial Court is directed to expedite the trial and conclude the same within a period of one year from the date of receipt or production of a copy of this order.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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