

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.61255 of 2018**

Arising Out of PS. Case No.-178 Year-2018 Thana- MUFFASIL District- West Champaran

Sumit Kumar @ Laddu S/o Dinesh Prasad R/o Village-Chargaha, P.S.-Bettiah  
Muffasil, District-West Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Bimlesh Kumar Pandey  
For the Opposite Party/s : Mr. Binod Kumar 3

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      28-11-2018                      Petitioner prays for bail in connection with Bettiah  
Muffasil P.S.Case No. 178 of 2018 registered for the offences  
punishable under Sections 324, 307, 34 and 316 of the Indian  
Penal Code.

Petitioner is the informant in this case and allegation  
as per FIR is that while he was going along with his wife some  
miscreants came and one Nagendra Patel fired, causing injury to  
his wife due to which pregnancy of his wife was miscarried. It  
further appears that later on statement of the victim wife was  
recorded and she has named this petitioner.

Submission of learned counsel for the petitioner is  
that statement of the wife was recorded at belated stage though  
she was in conscious condition and that shows false implication  
of the petitioner. Further submission is that wife of the petitioner



was not in a position to see the occurrence and further there is no corroboration between the statement of the wife and the statement of her mother in court and petitioner is in custody since 28.6.2018.

Heard learned APP also, who has opposed the prayer for bail stating that injured wife has herself stated against the petitioner.

Having heard both sides and in the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner.

However, let the trial be expedited.

With the above observation, this application is dismissed.

**(Vinod Kumar Sinha, J)**

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