

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3870 of 2018

Arising Out of PS.Case No. -39 Year- 2017 Thana -JANDAHA District- VAISHALI(HAJIPUR)

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Ajay Kumar Son of Dhatal Singh @ Jugesshwar Singh, Resident of Village-
Panapur Bateshwar Nath, Police Station-Jandaha, District Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Singh

For the Opposite Party/s : Mr. Sri Rana Randhir Singh

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 19-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
07.04.2017 in connection with Jandaha P.S. Case No. 39 of 2017
for offences punishable under Sections 341, 323, 324, 307, 302/34
of the Indian Penal Code.

The prosecution case, as lodged by the informant, is
that while the informant's father was sleeping in the flour mill one
Dhatal Singh co-accused came in search of Nishant (deceased) son
of the informant. Thereafter when the informant and his son went
to the flour mill, the petitioner along with 7 others surrounded
them and the petitioner gave a knife blow on the stomach of the



informant's son Nishant who died. It has been stated that there was some dispute between them with regard to the work which they were doing outside the village.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and the allegations are false. He submits that some of the witnesses have stated that the deceased had eve-teased some girls and the villagers have killed the informant's son out of anger.

However, learned APP for the State opposes the prayer for bail stating therein that the informant is the eye witness to the alleged occurrence.

Considering the facts and circumstances and the materials on record, I am not inclined to grant privilege of bail to the petitioner at this stage in connection with Jandaha P.S. Case No. 39 of 2017, pending in the court of learned Additional Chief Judicial Magistrate-XI, Vaishali at Hajipur.

The application is, accordingly, rejected.

(Nilu Agrawal, J)

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