

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41130 of 2018

Arising Out of PS.Case No. -7 Year- 2016 Thana -PIRI BAZAR District- LAKHISARAI

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1. Dharmendra Kumar @ Tinha Son of Late Baleshwar Das, resident of
Village- Das Tola Ghosaith, P.S.- Piri Bazar, District- Lakhisarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Adv.

For the Opposite Party/s : Mr. Surendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 25-09-2018 The petitioner is in custody since 09.02.2016 in
connection with Piri Bazar P.S. Case No. 07 of 2016, registered
for offences punishable under Section 302 of the Indian Penal
Code and Section 27 of the Arms Act.

Allegation as per F.I.R. is of committing murder of
wife of informant.

Submission of learned counsel for the petitioner is that
the earlier the petitioner was not named in the F.I.R., his name
transpired on information given by spy and except that nothing has
been alleged against the petitioner and he is in custody since
09.02.2016 and charge has also been framed.

Heard learned A.P.P. also, who opposed the prayer for
bail of the petitioner stating that on the confession of the accused,



pistol used in the crime has been recovered from his house.

Having heard both sides and in view of the facts and circumstances as stated above, at this stage, I am not inclined to grant bail to the petitioner. However, learned Trial Court is directed to expedite the trial and try to conclude the same within a period of seven months and if there is no laches found on the part of the petitioner, the court below shall release the petitioner on bail for his own satisfaction.

(Vinod Kumar Sinha, J)

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