

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2462 of 2019

Arising Out of P.S. Case No.-8 Year-2014 Thana- UDAKISHUNGANJ District- Madhepura

Sanjay Kumar “Suman” @ Sanjay Sah son of Late Kamleshwari Sah
Resident of Village- Kishunganj (Dohabari), P.S. Uda Kishunganj, District-
Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Naresh Ray, Advocate

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

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 13-02-2019 Heard the learned counsel for the petitioner and the
learned APP for the State.

Petitioner had earlier moved for bail which was rejected vide order dated 11.09.2017 passed in Cr.Misc.No.9556 of 2017. Petitioner is languishing in judicial custody since 06.08.2016 in connection with Sessions Trial No.168 of 2017 arising out of Udakishunganj P.S.Case No.08 of 2014 for the offence alleged under Sections 147, 149, 341, 323, 328 and 302 of the Indian Penal Code.

The prosecution case as alleged by the informant is that his 15 year old daughter went for natural call and did not return. A co-villager Champa Devi informed that the daughter of the informant is lying in an orchard. Thereafter, the informant's



daughter was brought who died during course of treatment. The informant's daughter while in the hospital revealed that she was made to drink some liquid by the petitioner and other co-accused.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal antecedent and has been falsely implicated in the aforesaid case.

Learned counsel for the State, however, submits that the viscera which was preserved by Forensic Science Laboratory, has confirmed that it contained poison, namely, thimate used in agriculture.

Considering the said fact, I am not inclined to grant the privilege of bail to the petitioner. However, petitioner may renew his prayer for bail after one year, if trial is not concluded by that time. Prayer for bail is rejected.

(Nilu Agrawal, J)

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