

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13462 of 2019

Arising Out of PS. Case No.-246 Year-2017 Thana- RIVILGANJ District- Saran

ANIL CHAUDHARY Son of Paramhansh Chaudhary @ Parvans Malah
Resident of Village- Shobha Chapra Sitab Diyara, Police Station- Revelganj,
District- Saran (Chapra)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary
For the Opposite Party/s : Mr.Rajendra Singh

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

7 01-10-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 25.10.2017 in connection with Sessions Trial No. 72 of 2018 arising out of Revelganj P.S. Case No. 246 of 2017 for the offence registered under Sections 302 and 201 of the Indian Penal Code.

Learned counsel for the petitioner submits that because there was enmity between the petitioner and the informant, the name of the petitioner has been taken in connection with the present case. It is further submitted that it is highly unlikely that so many persons having seen the occurrence would not rush to rescue the child in question. It is further submitted that in fact the child has gone to take bath in Saryu



River where he has drowned. The petitioner has falsely been implicated in this case.

Having heard learned counsel for the petitioner, learned counsel for the State and on perusal of the case diary, it appears that there is sufficient material in the case diary and independent witnesses have supported the prosecution case.

In view of such facts and circumstances and there being independent witnesses in the case, I am not inclined to grant regular bail to the petitioner. It is accordingly, rejected.

Trial of the case may be expedited so as to complete positively within a period of nine months from the date of receipt/production of a copy of this order.

(Anjana Mishra, J)

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