

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12544 of 2019

Arising Out of PS. Case No.-70 Year-2017 Thana- SIRDALA District- Nawada

Ashok Rajbanshi Son of Late Kishun Rajbanshi, Resident of Village - Bandhi,
P.S.- Sirdalla, Distt.- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar

For the Opposite Party/s : Mr. Ajay Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 09-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Sirdalla P.S. case No.70 of
2017 registered under Sections 302/34 of the Indian Penal Code,
pending in the court of A.C.J.M. V, Nawada.

Allegation is that the accused persons including the
petitioner committed murder of the sister of the informant by
pouring kerosene oil on her body.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 3.7.2018 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner has falsely been implicated
in the present case. There is no other substantive evidence to



suggest the implication of the petitioner in the present case nor there is any eye witness to the alleged occurrence.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. He is the husband of the deceased. The onus is upon him to explain the cause of death of the deceased. The deceased is said to have died due to burn injury as per the postmortem report.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. The same is rejected. The court below is directed to expedite the case.

(Sudhir Singh, J)

Narendra/-

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