

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17809 of 2019

Arising Out of PS. Case No.-98 Year-2014 Thana- SONBERSA District- Sitamarhi

DILIP MALLIK Son of late mauje Malik Resident of Village - Janki Nagar,
P.S.- sonebarsa, Distt.- Sitamarhi,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh
For the Opposite Party/s : Mr.Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 30-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Section 302 of the Indian Penal Code.

The prosecution case in short is that the accused
persons assaulted the informant on his head due to which he
died.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 2.8.2014 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has falsely been
implicated in the present case. There is no substantive evidence
to suggest his implication in the present case.



On behalf of the State, it is submitted that the petitioner is named in the F.I.R. There is specific allegation of assault against the petitioner. The deceased happens to be father of the petitioner.

Considering the same, I am not inclined to grant bail to the petitioner in connection with Sessions Trial No. 96 of 2015 arising out of Sonebarsa P.S. Case No. 98 of 2014. The same is rejected. The Trial Court is directed to conclude the trial at the earliest preferably within nine months from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

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