

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17458 of 2019

Arising Out of PS. Case No.-145 Year-2011 Thana- RAHUI District- Nalanda

NUNU GOP @ NUNULAL YADAV Son of Nande Gope Resident of Village
- Amarpur P.S.- Rahui, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad

For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 29-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 452, 302/34 of the Indian Penal Code.

The prosecution allegation in short is that the accused
persons committed murder of the father of the informant.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 27.11.2018 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. As per the F.I.R., general and
omnibus allegation has been made against the petitioner. No
specific over act is alleged against the petitioner.



On behalf of the State, it is submitted that the petitioner is named in the F.I.R. The informant, in his restatement in paragraph 4 of the case diary has categorically stated that this petitioner has pressed the neck of the deceased. The post-mortem report also corroborates the same.

Considering the same, I am not inclined to grant bail to the petitioner in connection with Rahui/Bhagan Bigha P.S. Case No. 145/2011 (S.T. No. 451/12). The same is rejected. The Trial Court is directed to expedite the case.

(Sudhir Singh, J)

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