IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31896 of 2019

Arising Out of PS. Case No.-342 Year-2018 Thana- NAUBATPUR District- Patna

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RAJA RAM VERMA, aged about 29 years, Son of Sahebjada Verma Resident of Village - Ajwan, P.S.- Naubatpur, Dist.- Patna.

... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Prabhat Ranjan Singh, Adv.
For the Opposite Party/s : Mr.Surendra Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 17-08-2019 Heard learned counsel for petitioner and learned counsel for the State.

The petitioner, who is in custody, seeks bail in connection with Naubatpur P.S. Case No. 342 of 2018 registered for the offences punishable under Sections 302, 307/34 of the Indian Penal Code.

Informant has alleged in his fardbeyan on 19.07.2018 at 11:25 A.M. in Referal Hospital, Naubatpur that petitioner at about 9:45 A.M. assaulted his mother by spade on her head as a result of which she sustained grievous injury and was admitted in Referal Hospital, Naubatpur where she died.

It has been submitted that there is admitted dispute between parties with respect to passage. According to postmortem report the body was received in Danapur Sub-

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Divisional Hospital for postmortem on 18.07.2018 and post mortem was done on 19.07.2018 and according to which there is one head injury caused by blunt object which was fatal. Rigor mortis was present and time elapsed was within 24 hours from postmortem. It is further submitted that there is no repetition of blow and whole family has been made accused and petitioner is in custody since 21.07.2018 having no criminal antecedent and chargesheet has already been submitted.

Considering the direct allegation against the petitioner and also in view of the fact that blood stained spade was recovered by the police, I am not inclined to enlarge the petitioner on bail at this stage. Hence, the prayer for bail of the petitioner is hereby rejected.

However, trial court is directed to expedite and conclude trial within six months and if trial is not concluded within six months, petitioner is at liberty to renew his prayer for grant of bail.

(S. Kumar, J)

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