

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32101 of 2019**

Arising Out of PS. Case No.-48 Year-2016 Thana- MAKER District- Saran

ARJUN THAKUR Son of Tarkeshwar Thakur Resident of Village- Chainpur  
Fulwariya, P.S.- Maker, District- Saran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mukesh Kumar Singh  
For the Opposite Party/s : Mr.Bharat Lal

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

4      20-09-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in Sessions Trial No.29 of  
2017 arising out of Maker P.S. case No.48 of 2016 registered  
under Section 302 of the Indian Penal Code, pending in the  
court of 5<sup>th</sup> A.D.J., Saran, Chapra.

Allegation is that the accused persons committed  
murder of the son of the informant and threw his dead body in a  
ditch.

It has been submitted on behalf of the petitioner that  
the petitioner is in custody since 27.04.2016 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 is not named in the F.I.R.



His name has come in course of investigation. There is no eye witness to the alleged occurrence.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R. His name has come in course of investigation. On the confession of the petitioner, the weapon used in the occurrence is said to have been recovered. Same is admissible under the Evidence Act.

Considering the fact that the confession of the petitioner has led to recovery, I am not inclined to grant bail to the petitioner. The same is rejected.

The Trial Court is directed to take all necessary steps to conclude the trial preferably within a period of nine months from the date of receipt/production of a copy of this order, taking into consideration that the petitioner is in custody since 27.04.2016..

**(Sudhir Singh, J)**

Narendra/-

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