

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32320 of 2019

Arising Out of PS. Case No.-157 Year-2017 Thana- JAKKANPUR District- Patna

SHIV SHANKAR PANDIT S/o Late Bachu Pandit Resident of Mohalla- New
Bigrapur Bus Stand Bigrapur, P.S.- Jakkanpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok

For the Opposite Party/s : Mr.Rajendra Nath Jha

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 Jakkanpur P.S. case
No.157 of 2017 corresponding to S.T. No.631 of 2017 registered
under Section 302 of the Indian Penal Code, pending in the
court of Additional District and Sessions Judge VII, Patna.

Allegation is that the informant's daughter has been
killed by her husband i.e. the petitioner by sharp cutting
weapon.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 29.05.2017 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. There is no eye witness to the alleged



occurrence. The petitioner has falsely been implicated in the present case merely on the basis of suspicion. There is no eye witness to the alleged occurrence. Except for suspicion, there is no other substantive evidence to suggest the implication of the petitioner in this case. The deceased is none else, but his daughter.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. Specific allegation has been made against him.

A report was called for from the court below. It has been reported that out of ten prosecution witnesses, six witnesses have already been examined.

Considering the nature of accusation and the stage of the case, 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 five months from the date of receipt/production of a copy of this order.

(Sudhir Singh, J)

Narendra/-

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