

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21050 of 2020

Arising Out of PS. Case No.-751 Year-2019 Thana- JAKKANPUR District- Patna

CHOTU Son of Panna Rai Resident of Mohalla - Chandpur Bela, P.S.-
Jakkanpur, District - Patna

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pranaya Shanker Sinha,, Advocate

For the Opposite Party : Mr. Anand Prasad Mohan Mehta, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 02-09-2020

As of now the Courts have not resumed normal physical hearing, the matter has been listed today for consideration through Video Conferencing.

The learned counsels are appearing and making submissions from their residence. The Court Master and Secretary are also part of this virtual court proceedings from their homes, all with the aid of audio visual technology.

Heard learned Counsel for the petitioner and the learned Counsel for the State.

Petitioner seeks bail in Jakkanpur PS Case No. 751 of 2019 registered under Sections 147, 148, 149, 341, 342, 307, 302 and 323 of the IPC.

The case of the prosecution is that the informant along with his cousin had gone to see “Jagaran”. At the venue a dispute arose regarding seat occupation. Thereafter the petitioner along with five others dragged the informant and his cousin to one shop where they had kept stick and bamboos from before. There the informant and his cousin have been assaulted. The cousin of the informant has subsequently died while undergoing treatment at PMCH.

Learned Counsel for the petitioner submits that two of the



co-accused (Juvenile) have since been released. It is further submitted that in para 6 of the case diary father of the victim has stated that later in the day after the occurrence the victim suffered pain for which he was taken to PMCH. It is further submitted that in his re-statement the informant has stated about more persons indulging in assault on the victim. The petitioner is in custody since 18.11.2019.

Learned APP has drawn attention of the Court towards Post Mortem Report. The same corroborates death of the victim due to injuries attributed to the petitioner alongwith other co-accused. It is submitted that the occurrence is brutal.

Considering the rival submissions, for the present, this Court is not inclined to allow the petitioner's prayer for bail.

This application is dismissed.

(Madhuresh Prasad, J)

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