

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43976 of 2019

Arising Out of PS. Case No.-114 Year-2018 Thana- SIMRA District- West Champaran

BABLU MIAN Son of Lalbabu Mian Resident of Village- Bairati, P.S.-
Semra (Chiutaha O.P.), District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 49026 of 2019

Arising Out of PS. Case No.-114 Year-2018 Thana- SIMRA District- West Champaran

LALBABU MIAN Son of Late Sattar Mian Resident of Village - Bairati, P.S.-
Semra (Chiutaha O.P.), District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 43976 of 2019)

For the Petitioner/s : Mr.Ashok Kumar Gupta

For the Opposite Party/s : Mr.Madhuri Lata

(In CRIMINAL MISCELLANEOUS No. 49026 of 2019)

For the Petitioner/s : Mr.Ashok Kumar Gupta

For the Opposite Party/s : Mr.Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 03-03-2020 Cr. Misc. No.43976 of 2019 and Cr. Misc. No.49026
of 2019 arises out of same P.S.case number, as such they have
been taken together for disposal.

Petitioners in both the cases are named in the FIR
along with the other accused persons and it is alleged by the
informant that they have killed the son of the informant and
thrown the dead body in the paddy field and when he reached
there petitioners in both the cases were carrying the dead body
towards the cane field of one Firoj Khan.



Submission of the learned counsel for the petitioner is that the FIR itself shows that no body is the eye witness of the occurrence and he has been implicated in this case only on suspicion . He is in custody since 1.9.2018 and other co-accused persons have been granted bail by Co-ordinate Benches of this Court.

Heard learned APP, who has opposed the prayer for bail stating that in the FIR itself it is alleged that petitioners in both the cases were carrying dead body of the deceased towards the cane field of one Firoj Khan and they are named in the FIR as such there is strong circumstances against them.

Heard learned APP.

Having heard both sides and considering the above, I am not inclined to grant bail to the petitioners in both the cases.

Accordingly, both the applications are dismissed, however, since the petitioners in both the cases are in custody for long period, the learned trial court is directed to expedite the trial.

(Vinod Kumar Sinha, J)

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