

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82714 of 2019

Arising Out of PS. Case No.-157 Year-2019 Thana- WAJIRGANJ District- Gaya

AMIRAK YADAV Son of Late Gopal Yadav Resident of Village - Sakardas
Nawada, P.S.- Wazirganj, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No2

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 04-06-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of Virtual Court proceeding.

The matter has been listed under the heading 'For
Orders' under the orders of Hon'ble the Chief Justice.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Wajirganj P.S. Case No.
157 of 2019 instituted for the offences under Sections 147, 148,
149, 341, 323, 307, 379, 504 and 302 of the Indian Penal Code.

The prosecution allegation, in short, is that the
accused persons misbehaving and assaulting with the female
members and on protest, the uncle of the informant was
assaulted by them due to which he sustained head injury and
later died.



It has been submitted on behalf of the petitioner that the petitioner is in custody since 13.6.2019 and has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. Charge-sheet has been submitted in the present case. Altogether 20 persons are named in the F.I.R.. The alleged occurrence is said to have taken place in a spur of moment. There was a dispute in respect of construction of Nali.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. The petitioner and other co-accused namely Tripit Yadav are said to have given axe blow on the head. The post-mortem report also supports the allegation made in the F.I.R.

Considering the same, I am not inclined to grant bail to the petitioner. The same is rejected. The Trial Court is directed to take necessary steps to conclude the trial at the earliest preferably within nine months from the date of receipt/production of a copy of this order. .

(Sudhir Singh, J)

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