

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2539 of 2020

Arising Out of PS. Case No.-220 Year-2019 Thana- GRIYAK District- Nalanda

1. TUNNI RAVIDAS Son of Late Lato Ravidas Resident of Village - Sataua Beldari, P.S.- Giriyak, Distt.- Nalanda.
2. Tetri Devi W/o Tunni Ravidas Resident of Village - Sataua Beldari, P.S.- Giriyak, Distt.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad
For the Opposite Party/s : Mr.Ashok Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 05-08-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioners and learned
A.P.P for the State.

The petitioners seek bail in Giriyak P.S. Case No. 220
of 2019, registered for the offence punishable under Sections
302, 323, 504/34 of the Indian Penal Code.

As per the prosecution case, petitioner no. 1,
petitioner no. 2 and elder son of petitioners assaulted the
husband of informant with cricket bat, lathi and danda on
account of which he sustained injuries and during course of
treatment died.

It is submitted on behalf of the petitioners that
petitioners have falsely been implicated in this case and scuffle



took place between the parties on petty issue in which husband of informant got beaten up and during course of treatment died. The occurrence is said to have taken place on 20.06.2019, but the FIR was lodged on 25.06.2019 and there is no plausible explanation for such delay. Allegation is general and omnibus against all the accused persons of committing assault. Petitioners are in custody since 17.10.2019 having no criminal antecedent.

Learned APP however, vehemently opposed the prayer for bail and submitted that all the FIR named accused persons including petitioners brutally assaulted the husband of informant who during course of treatment died. As per the postmortem report, there were multiple injuries over the person of deceased and the doctor has opined cause of death is head injury caused by hard and blunt force impact.

Considering the facts aforesaid and the nature and gravity of offence, I am not inclined to enlarge the petitioners above-named on bail. Accordingly, the same is rejected.

As the petitioners are in custody since 17.10.2019, trial court is directed to conclude the trial as early as possible.

(Prabhat Kumar Singh, J)

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