

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21403 of 2021

Arising Out of PS. Case No.-751 Year-2020 Thana- MADHEPURA District- Madhepura

Ashok Kumar @ Ashok Mehta Son of Late Ram Chandra Mehta Resident of
Brahmottar, Ward No.-08, P.S.-Madhepura (Bharrahi O.P.), District-
Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bam Bahadur Jha, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-08-2021 Heard the parties through virtual court proceedings.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks of resumption of normal
court proceeding. In the eventuality of non-removal of defects
within undertaken period, the office will place the matter before
the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Section 302 of the Indian Penal Code.

Allegation against the petitioner is that he committed
murder of the husband of the informant by means of dabiya.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that no independent witnesses have supported
the prosecution story. He submits that petitioner is the son of the



deceased and as such, it is not possible that a son will kill to his father. He further submits that petitioner bears no criminal antecedent as stated in para-3 of the bail application and he is languishing in judicial custody since 02.10.2020.

However, learned APP for the State opposes the prayer for bail and submits that petitioner has committed cold blooded murder of his father.

Considering the gravity of the offence, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected in connection with Madhepura (Bharrahi OP) P.S. Case No. 751 of 2021 pending before the court of the learned Judicial Magistrate-1st Class, Madhepura.

(Anjani Kumar Sharan, J)

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