

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23052 of 2021

Arising Out of PS. Case No.-239 Year-2020 Thana- TRIVENIGANJ District- Supaul

Suresh Kumar Chaudhary, Son of Jai Narayan Chaudhary, R/O - Latouna
Ward No.13, P.S.- Triveniganj, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dineshwar Mishra, Adv.
For the Opposite Party/s : Mrs.Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 02-11-2021 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 326, 307, 302 of the Indian
Penal Code and Section 27 of the Arms Act.

The prosecution case, in brief, is that the informant
alleging inter alia that on 18.08.2020 at 9.00 pm, the entire
family of the informant slept after having dinner and at about
4.00 am of 19.08.2020, when the informant awoke, he went to
bath room and in the meantime, he heard the sound of firing,
then he rushed to the room and by then the children also came
out of their room and they saw the wife of the informant in pool
of blood and the blood was oozing out of her forehead. The
informant took his wife to the Triveniganj hospital in injured



condition from where she was referred to Madhepura for better treatment but she succumbed to death on the way.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that the petitioner is not named in the FIR. The petitioner is informant in the present case. The police has apprehended the co-accused, he stated that the petitioner is main accused in this case, who hired him for killing his own wife. The petitioner is languishing in jail custody since 24.08.2020. The petitioner has no criminal antecedent, which is mentioned in para 3 of the bail petition.

Learned APP for the State vehemently opposed the prayer for bail of the petitioner and submits that there is ample evidence in the case diary against the petitioner, in fact, he is main accused in this case, as his wife was killed by co-accused under the conspiracy of the petitioner.

Considering the aforesaid facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected in connection with Triveniganj P.S. Case No. 239/2020 from the Court of learned Chief Judicial Magistrate, Supaul.

Accordingly, this application is dismissed.



However, the court below is directed to expedite the trial of the petitioner.

(Anjani Kumar Sharan, J)

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