

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34866 of 2021**

Arising Out of PS. Case No.-468 Year-2020 Thana- AURANGABAD TOWN District-
Aurangabad

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Dun Kahar @ Rajendra @ Rajendra Prasad @ Rajendra Singh S/o- Budhan
Kahar @ Budheshwar @ Budhan Prasad @ Dudheshwar Prasad Resident of
Village- Tekari Mohalla, P.S.- Nagar, District- Aurangabad.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Singh

For the Opposite Party/s : Mrs. Pushpa Sinha

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3. 21-10-2021 Heard learned counsel for the parties.

The petitioner seeks bail in Aurangabad Town P.S.
Case No. 468 of 2020, registered for the offence under Sections
302, 323, 341, 324, 147, 148, 149 of the Indian Penal Code.

As per the prosecution case, this petitioner alongwith
other co-accused Arun Kahar stabbed the son of the informant,
due to which, he died.

There is case and counter case. It is submitted on
behalf of petitioner that petitioner has committed no offence and
he has been falsely implicated. In fact, at the time of alleged
occurrence, the petitioner, being a salesman, was at the shop.
Both parties were fighting against each other and there were
injuries on both sides. It is further submitted that from the



accused side also, one Nippu Chaudhary sustained several stab injuries, for which, co-accused Mantu Chaudhary has lodged a case against the informant side, vide Aurangabad Town P.S. Case No. 467 of 2020.

However, learned A.P.P. for the State opposed the bail petition and submitted that there is specific allegation against this petitioner of causing stab injury on the deceased.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner and same is, accordingly, rejected. However, since the petitioner is in custody since 17.12.2020, the trial court is directed to expedite the trial.

(Prabhat Kumar Singh, J.)

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