

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.41701 of 2021**

Arising Out of PS. Case No.-91 Year-2019 Thana- DUMRA District- Sitamarhi

Chandra Bhushan Singh @ Chandra Bhushan Kumar Singh Son of Vijay Kumar Singh Resident of village - Basudeopur Chandel, P.S.- Mahnar, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Nityanand, APP

**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

3      15-12-2021                      Let the defects, if any, be removed within four weeks after complete start of the physical Court.

Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the offence punishable under Section 302/34 of the Indian Penal Code.

Earlier the prayer for bail to the petitioner was refused by a detailed order in Cr. Misc. No.73666 of 2019 on merit of the case.

Learned counsel for the petitioner submits that there was error of record while considering the evidence of witnesses when this Court had refused the prayer for bail to the petitioner.



The report of the learned trial Judge would reveal that due to non-cooperation of the accused persons the charges have not been framed as yet.

Considering the nature of allegation of commission of murder of arrested person while in police custody, I am not inclined to enlarge him on bail in connection with Dumra P.S. Case No.91 of 2019. Hence, prayer for bail is refused.

**(Birendra Kumar, J)**

Mkr./-

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