

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39138 of 2020

Arising Out of PS. Case No.-37 Year-2020 Thana- FALKA District- Katihar

ANIL RISHI S/o Late Ramu Rishi R/o Amol (South), P.S.- Falka, District-
Katihar

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Advocate
For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

5 05-04-2021 Learned counsel for the petitioner undertakes to
remove all the defects as pointed out by office within four
weeks after start of normal functioning of the Court.

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

Petitioner in the present case is seeking regular bail in
connection with Falka P.S. Case No. 37 of 2020 registered for
the offences punishable under Sections 302 and 201 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
name of the petitioner has been brought in this case on mere
suspicion and because of the recovery of his bicycle from the
field near the dead body of the deceased.

On the other hand, Mr. Akhileshwar Dayal, learned



A.P.P. for the State submits that as per the prosecution story, this petitioner had taken away the victim boy on his bicycle whereafter the boy did not return and his dead body was found in the field. Nearby the dead body the bicycle of the petitioner was also lying.

Learned counsel submits that some of the witnesses have stated that they had seen the petitioner taking away the victim boy on his bicycle.

Considering the facts and circumstances of the case, the seriousness of the offences and the materials available on the record, this Court is not inclined to grant bail to the petitioner. Let the trial be expedited. The prosecution shall cooperate in producing the witnesses in course of trial and the learned court below shall not grant any unnecessary adjournment in the matter. If the trial remains unconcluded for no reasons attributable to the petitioner for a period of nine months, the petitioner may renew his prayer for bail.

This application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

