

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39377 of 2020

Arising Out of PS. Case No.-45 Year-2020 Thana- MADANPUR District- Aurangabad

Pravin Kumar @ Pinku @ Praveen Kumar, Son of Upendra Prasad @
Upendra Prasad Singh, Resident of Village- Taradih, P.S.- Madanpur, District-
Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Ramsevak Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 05-03-2021 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with
Madanpur P.S. Case No.45 of 2020 for the offence punishable
under Sections 302 and 201/34 of the Indian Penal Code, which
is pending in the court of learned Chief Judicial Magistrate,
Aurangabad.

The prosecution case is that the informant's son had
gone out on 11.03.2020 and he did not return. Later, she has
come to learn about strangulation of her son. The informant has
cast suspicion on the instant petitioner of having killed her son
as his son was opposing the relationship of the petitioner, with
his sister.



It is submitted by the petitioner's counsel that having no criminal antecedents, the petitioner is in custody since 04.06.2020. The entire allegation is false and fabricated as in the case diary, material has come regarding illicit relation of the petitioner with the informant and the deceased's sister.

The learned APP, referring to the statement of the grandfather and uncle plus one villager, has submitted that they have stated about attempt being made by this petitioner earlier also on the life of the deceased when he was found in compromising situation at the house of the petitioner.

Considering the rival submissions, for the present, this Court is not inclined to allow the prayer. The same is rejected.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

(Madhuresh Prasad, J)

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