

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19707 of 2021

Arising Out of PS. Case No.-11 Year-2020 Thana- CHHABILAPUR District- Nalanda

SAJAN RAJBANSHI SON SRI KRISHNA RAJBANSHI R/O VILL-
DUHAI SUHAI, P.S- CHHABILAPUR, DIST- NALANDA

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

5 18-02-2022 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State in virtual court
proceeding.

Let the defects, as pointed out by the office, be
removed within four weeks of start of normal functioning of the
physical court.

Petitioner seeks bail in connection with S. Tr. No. 267/
2020 arising out of Chhabilapur P.S. Case No. 11/ 2020
registered for the offences punishable under Sections 302,
120(B)/34 of the IPC.

As per prosecution case, the informant stated that on
11.03.2020 at 4 AM, he was asked by his brother's wife that his



brother was called and taken away by the petitioner and one Shrikant Rajbanshi but did not return. The informant started searching out his brother and reached nearby the field of Arjun Chaurasiya and saw that all the accused persons had caught the hands and legs of his brother whereas petitioner was assaulting his brother at his chest by lathi. The co-accused persons are said to have surrounded the informant's brother. The informant further alleges that in a pre-planned manner all the accused persons killed his brother.

Learned counsel for the petitioner submits that petitioner has clean antecedent and has committed no offence and he has falsely been implicated in the present case. He further submits that other witnesses are hearsay. Petitioner is in custody since 17.03.2020.

The learned Additional Public Prosecutor opposed the prayer of bail.

Vide order dated 07.01.2022 a report was called for with regard to present status of the trial.

The report of trial court dated 17.01.2022 reveals that trial is going on.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail and accordingly, the same stands



rejected.

However, the learned trial court is directed to expedite
the trial.

(Rajesh Kumar Verma, J)

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