

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20440 of 2022

Arising Out of PS. Case No.-534 Year-2021 Thana- SHERGHATI District- Gaya

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Anil Mandal Son Of Late Dwarika Mandal R/O Village- Hananganj, P.S.-
Sherghati, District- Gaya

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Dashrath Mehta, APP.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Sherghati P.S. Case No. 534 of 2021 lodged under Sections
302/34 of the Indian Penal Code.

The prosecution case is that, the present petitioner has
killed the prosecutrix warping saree around her neck and
pressed her neck with her saree, in result she died on spot.

Learned counsel for the petitioner submits that though
F.I.R. has been lodged under Section 302 I.P.C. but final report
of the police under Section 173 Cr.P.C. has been filed under
Section 304 of the Indian Penal Code. Learned counsel for the
petitioner further submits that petitioner in in custody since
10.12.2021 and charge sheet has already been filed in this case.

Learned counsel for the State opposes the prayer for bail and submits that there is a direct allegation against this petitioner by strangulating with saree in the neck of the deceased.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner, therefore, prayer for bail is rejected.

The Trial Court is directed to expedite the trial and conclude it within a year, as such the present bail application is rejected at present.

(Dr. Anshuman, J.)

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