

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32037 of 2021

Arising Out of PS. Case No.-311 Year-2020 Thana- DURGAWATI District- Kaimur (Bhabua)

GUDDU RAM SON OF LATE BUTESHWAR RAM R/O VILLAGE-
DHANECHHA, P.S.- DURGAWATI, DISTRICT- KAIMUR, BHABUA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Chandra Mohan Jha, Advocate
For the Opposite Party/s	:	Mr. Tarkeshwar Nath Thakur, APP
For the Informant	:	Mr. Yogenra Kumar, Advocate
		Mr. Ram Naresh Ray, Advocate

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 20-01-2022 Heard learned counsel for the petitioner, learned APP

for the State and learned counsel for the informant through

video conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 302, 201 and
34 of the Indian Penal Code.

As per the prosecution case, it is submitted by the
informant that his sister's husband, the petitioner herein has an
illicit relationship with his *bhabhi* and used to regularly beat up
the informant's sister. Ultimately she was beaten to death.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case. The
deceased was of a quarreling nature and she suspected illicit



relationship of the petitioner ie her husband. The prosecution is relying on the confession of the petitioner made before police. Even as per the said confession, at best a case under section 304 of the Indian Penal Code is made out. The petitioner is in custody since 16.1.2021 and has no criminal antecedent. Chargesheet has been submitted in the case.

The application is opposed by learned APP for the State and learned counsel for the informant.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the allegations in the FIR together with with the petitioner being the husband of the deceased, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Learned trial court is directed to expedite the trial.

(Partha Sarthy, J)

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