

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25912 of 2022

Arising Out of PS. Case No.-5 Year-2020 Thana- PANAPUR District- Saran

1. Manoj Nat, Son of Harendar Nat.
2. Bimal Nat, Son of Gola Nat.
Both are R/O Village- Dhenuki, P.S.- Pannapur, District- Saran
- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harsh Anuj, Adv.
For the Opposite Party/s : Mr. Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 18-08-2022 Heard learned counsel for the petitioners and the
learned APP for the State.

Let the defect(s) be removed within four weeks of the
complete start of the physical Court in normal course.

The petitioners are in judicial custody in connection
with Pannapur P.S. Case No.05 of 2020 instituted under
Sections 302,120(B)/34 of the Indian Penal Code.

As per the allegation in the FIR, the informant's
husband had left the place on his motorcycle. Later his phone
became switched off. She informed her relations and in the
morning, it was informed that his husband's body is lying on the
road side and the motorcycle is also there. When she along with
family members reached the spot, she found that her husband
has been killed by slitting of his neck. Accordingly, the FIR was



lodged against unknown.

From the perusal of the learned Sessions Judge order, it has been recorded that as per the confessional statement made by a co-accused Sukul Roy, specific role has been assigned to both the petitioners inasmuch as while Manoj Nut, the petitioner no.1 was holding the head of the informant's husband, the allegation against petitioner not.2 is that it was he who slit the neck of the deceased.

Considering the aforesaid specific allegation that has been attributed to both the petitioners, coupled with the fact that the FIR was lodged in January 2020 but the petitioners choose to come in judicial net only in December 2021, as also the fact that the petitioner no.2 is having criminal antecedent, this Court is not inclined to grant any relief to the petitioners herein and the bail application is hereby rejected.

(Rajiv Roy, J)

Prakash Narayan /-

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