

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.332 of 2022

Arising Out of PS. Case No.-469 Year-2021 Thana- CHAPRA TOWN District- Saran

XXX Son Of Late Manoj Kumar R/O- Vill- Aryanagar, P.S.- Chapra Town,
Dist.- Saran Under Guardianaship of His Mother Kumari Rekha Verma @ Km
Rekha Verma

... .. Petitioner

Versus

The State of Bihar

... .. Respondent

Appearance :

For the Petitioner/s : Mr.Bishwajeet Singh, Advocate
For the Respondent/s : Mr.Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 04-08-2022 Heard learned counsel for the petitioner and Mr.
Akhileshwar Dayal, learned A.P.P. for the State.

Petitioner, in the present case, is seeking setting of the
impugned judgment/order dated 23.04.2022 passed in Cr.
(Juvenile) Appeal No. 19/2022 by the learned 1st Additional
Sessions Judge-cum-Children Court, Saran at Chapra whereby
and whereunder the learned Appellate Court rejected the prayer
for bail of the petitioner and upheld the order of learned
Juvenile Justice Board, Saran dated 27.02.2022/ 28.02.2022 in
J.J.B. No. 1299/2022 arising out of Chapra Town P.S. Case No.
469/2021 registered for the offence under Section 302, 34 of the
Indian Penal Code. He is in observation home since 22.10.2021.
He has got three criminal antecedents.

Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in this case on the basis of viral photo for which the family members of the deceased claimed that this petitioner was involved in commission of murder of the father of the informant. It is submitted that the petitioner has been declared juvenile aged little more than 16 years.

Learned counsel submits that considering that the petitioner is a juvenile, he deserves privilege of bail.

On the other hand, Mr. Akhileshwar Dayal, learned A.P.P. for the State submits that this petitioner seems to be getting involved one after another in commission of offence which will be evidenced from the fact that he is already an accused in three more cases and those are registered for the offence like Section 307 I.P.C. and the Arms Act. The petitioner has obtained bail in all those cases on the ground of juvenility.

Learned A.P.P. submits that considering that the petitioner has fallen in bad company and is involved in repeated offence, as also that he is more than 16 years of age and his case may be tried as an adult, this Court may refuse the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, particularly that the petitioner has availed the privilege of bail



on the ground of juvenility earlier in three cases but is getting involved one after another in the cases of serious and heinous nature, this Court is of the considered opinion that his release on bail would not be in the interest of justice.

This application is, therefore, dismissed.

(Rajeev Ranjan Prasad, J.)

Rajeev/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

