

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36349 of 2022

Arising Out of PS. Case No.-55 Year-2022 Thana- DARIYAPUR District- Saran

KHESARI RAI @ HARERAM RAI Son of Vakil Rai Residence of village -
Akilpur, P.S.- Dariyapur, District – Saran Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Jagdhari Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 19-09-2022 Heard learned counsel for the petitioner and learned
APP for the State as also the informant.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The case is registered under sections 302, 201,
120(B) of the Indian Penal Code, in connection with Session
Trial No. 204 of 2022 arising out of Dariyapur P.S. Case No. 55
of 2022.

As per the FIR, the informant has alleged that his
elder son was taken away by the accused persons including the
petitioner herein on the motorcycle. Before checking out he had
informed that he is going to withdraw some amount from CSP
branch. As he failed to return, subsequently, it is alleged that the
accused persons came in search of his son, stating that
decamped with their motorcycle. Later, upon information, the
informant reached the place of occurrence and found his son
having been brutally assaulted and he succumbed to the injuries



thereafter. The last allegation is that the informant's son was having business dealing with the petitioner herein and there was some dispute due to money transaction which led to the present occurrence.

Learned counsel for the petitioner submits that save and except his presence as last seen, nothing has come on record.

The learned counsel for the informant on the other hand submits that the police on the investigation has found complicity of this petitioner along with the other accused and they were seen coming from the place of occurrence in an inebriated condition. His last submission is that charges have been framed and one of the witness has already been examined.

Considering the aforesaid facts, this Court for the present is not inclined to grant him the privilege of bail as the trial is already on.

The trial Court is directed to expedite the trial and conclude the same preferably within a period of nine months.

(Rajiv Roy, J)

Ravi/Ajay Singh

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