

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51071 of 2021

Arising Out of PS. Case No.-154 Year-2021 Thana- AMARPUR District- Banka

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Santosh Kumar Bhagat Son Of Late Kishori Bhagat @ Kishori Prasad Bhagat
Resident Of Village - Amarpur Bus Stand, Ward No.- 10, P.S. - Amarpur,
District – Banka

.... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Ranjan Kumar Jha, Advocate

For the Opposite Party : Mr.Brajendra Nath Pandey, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 17-02-2022

Heard learned counsel for the petitioner and the State.

The petitioner prays for grant of regular bail in a case registered for the offence punishable under section 302 of the Indian Penal Code.

As per the prosecution case, this petitioner, who happens to be husband of the informant's sister, killed her by assaulting with bricks and throttling.

Learned counsel for the petitioner denies the allegation and submits that in fact informant's sister fell down from the roof and died of head injuries on the spot. Petitioner is in custody since 28.3.2021.

Learned counsel for the State opposes the prayer for bail and submits that the preceding night petitioner had quarreled with the victim, thereafter he assaulted with bricks on her nose and mouth leading to her death. Post mortem report reveals that the victim sustained grievous injuries on her nose and the mouth. Doctor has further opined that the victim died of the aforesaid injuries.

Considering the rival submissions of the parties and the fact that the petitioner is the husband of the victim and there



is direct and specific allegation against him of causing death of the informant’s sister, prayer for bail of the petitioner is refused.

(Prabhat Kumar Singh, J)

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