

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56988 of 2021

Arising Out of PS. Case No.-128 Year-2018 Thana- BARAULI District- Gopalganj

DEEPAK SINGH @ PUNU SINGH S/o MANOJ SINGH R/o VILLAGE-
BHARKUIAN, POLICE STATION-BARAULI, DISTRICT-GOPALGANJ.
... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar
For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 12-05-2022 Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 302, 201/34 of the IPC.

As per F.I.R., on 25.05.2018, while the informant was
doing her household works, she saw that this petitioner
alongwith other co-accused were talking with each other. In the
meantime, her husband arrived on a motorcycle and he was
pushed down from the motorcycle and the co-accused, Manjit
Singh and this petitioner caught hold of him and at the
instigation of petitioner, co-accused Manoj Singh inflicted Tangi
blow on the Neck of her husband and co-accused Devendra
Singh assaulted on his leg by Dab as result of which, he became
unconscious. It has further been alleged that after keeping the
dead-body of the husband of the informant near the husk and
woods, this petitioner poured kerosene oil on him and set him
on fire.



It is submitted on behalf of petitioner that this petitioner alongwith his entire family members including female members have been made accused in this case due to land dispute between the parties. Petitioner is none else but nephew of the deceased. In fact, the deceased was a short-tempered person and he was aggressor and assaulted with *fasuli* on father of petitioner and when this petitioner came to rescue, then in scuffle, the deceased sustained injury and died. Petitioner is in custody since 30.05.2021.

However, learned A.P.P. for the State opposed the prayer for bail of petitioner and submitted that there is specific and direct allegation against this petitioner of assaulting the deceased and setting him on fire.

Considering the facts and circumstances, as stated aforesaid, as well as nature of accusation, the prayer for bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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