

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65706 of 2021

Arising Out of PS. Case No.-482 Year-2020 Thana- KHAIRA District- Jamui

Prakash Yadav Son of Bashudev Yadav Resident of Village - Laldaiya, P.S.-
Khaira, Dist.- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 12-09-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Khaira
P.S. Case No. 482 of 2020 registered for the offence under
Section 302 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 25.11.2020.

The allegation against the petitioner is to commit
murder of his wife along with one son aged about five years and
one daughter aged about three years.

Learned counsel appearing on behalf of the petitioner
submitted that the occurrence took place in absence of petitioner



when he was outside house in connection to attend his natural call. It is also submitted that during trial three witnesses were examined, but none of them supports the occurrence. While concluding the argument, it has been submitted that investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, submitted that petitioner apprehended while running away from the spot after committing a brutal murder of his wife and two innocent children. All three deceased were killed in same manner as suggested by their postmortem reports, where cause of death is “**smothering**”.

In view of the facts and circumstances as mentioned above, as petitioner apprehended immediately after committing the brutal murder of his wife and two children, this Court is not inclined to grant bail to the petitioner, accordingly same is rejected herewith.

(Chandra Shekhar Jha, J)

Pooja/-
Archana/-

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