

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71631 of 2021**

Arising Out of PS. Case No.-154 Year-2019 Thana- BIND District- Nalanda

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Nabul Kumar Son Of Chndradip Yadav Resident Of Village- Masiadih, P.S-
Bind, Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Thakur

For the Opposite Party/s : Mr.Rajiv Nayan

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 26-04-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Bind P.S. Case No. 154 of
2019, registered for the offence punishable under Sections 302,
201/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that
petitioner is not named in the FIR. Name of petitioner transpired
during course of investigation on the basis of statement of the
son of deceased aged about nine years recorded under Section
164 Cr.P.C. Petitioner is in custody since 30.08.2021 having no
criminal antecedent.

Learned APP however, vehemently opposed the
prayer for bail and submitted that petitioner was also one of the



participants in commission of alleged occurrence and the son of deceased in his statement recorded under Section 164 Cr.P.C has categorically stated that in his presence this petitioner along with other co-accused persons assaulted and committed murder of his father, mother and sister.

Considering the facts aforesaid, nature of allegation and statement of son of the deceased recorded under Section 164 Cr.P.C, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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