

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32453 of 2022**

Arising Out of PS. Case No.-428 Year-2019 Thana- PIPRA District- East Champaran

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SUMIT KUMAR @ RAJ TILAK S/o Ashok Singh @ Ashok Kumar Singh
Resident of Village- Tajiyapur, P.S.- Pipra, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Adv.

For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

7 20-03-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302, 201, 120(B) of the
Indian Penal Code and Section 27 of the Arms Act.

According to prosecution case, three cartridges were
found near the dead body and the dead body was not identified.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case. He



further submits that the petitioner is not named in the F.I.R. The name of the petitioner has been transpired during investigation on the basis of self confessional statement of the petitioner and the petitioner was remanded in the present case from Pipra P.S. Case No.275 of 2020.

Vide order dated 04.02.2023, a report was called for with regard to the stage of the trial. Report dated 10.02.2023 reveals that the charge has been framed against the petitioner on 21.01.2023.

The learned Additional Public Prosecutor for the State on the other hand vehemently opposed the prayer for bail of the petitioner on the basis of the material available on the record and the case diary and submits that the petitioner carries 22 criminal antecedents other than the present one and it has come during investigation that the petitioner has actively participated in the crime in question.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with S. Tr. No.199 of 2022, arising out of Pipra P.S. Case No.428 of 2019, pending in the court of learned Additional Sessions Judge-13th, East Champaran at Motihari.

Prayer is refused.



However, the learned Trial Court is directed to expedite the trial and conclude at the earliest.

(Rajesh Kumar Verma, J)

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