

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35688 of 2022

Arising Out of PS. Case No.-88 Year-2020 Thana- DURAULI District- Siwan

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SALEM @ SATYENDRA BIN son of SAKHI CHAND BIN @
SAKHICHAN BIN Resident of Village- Balahun Tola Tari, Balahu, P.S.-
Darauli, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satyendra Rai, Advocate

For the Opposite Party/s : Ms. Rina Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 17-01-2023 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 302 and 120B of the Indian Penal Code.

As per the prosecution case, the informant who is a *Chaukidar* states that accused persons stabbed the wife of one Manager Singh with sharp cutting weapons seriously injuring her. On being taken to the hospital, she was declared dead.

It is submitted by learned counsel for the petitioner that the FIR was registered against unknown. The name of the petitioner transpired in course of investigation in the alleged confessional statement of the petitioner himself. Contrary to allegations, no incriminating article has been recovered on the



petitioner's confession. The petitioner is in custody since 6.5.2020 and investigation in the case has concluded.

The application for bail is opposed by learned APP for the State who submits that it transpired in course of investigation that on the confessional statement of the petitioner the blood stained knife was recovered and the same as also the cloth of the deceased were sent for forensic examination. As per the FSL report, human blood of Group 'O' has been found on the piece of cloth as also the knife (*chaku*).

Having heard learned counsel for the parties and taking into consideration the material that has transpired in course of investigation as referred to above, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Learned trial court is directed to expedite the trial.

(Partha Sarthy, J)

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