

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46930 of 2023

Arising Out of PS. Case No.-143 Year-2023 Thana- FATUA District- Patna

DINESH YADAV S/O MUNNA YADAV R/O Nishibu Chak, P.S- Fatuha,
Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ganesh Prasad Yadav, Adv.

For the Opposite Party/s : Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 11-09-2023 1. Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. Petitioner, who is in custody since 21.02.2023 seeks
bail, in connection with Fatuha P.S. Case No.143/2023, dated
20.02.2023, for the offences punishable under Sections 302, 34
of the IPC.

3. According to prosecution case, the petitioner is
alleged to have committed murder of the sister of the informant
by strangulating her.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has falsely been
implicated in the present case merely on the basis of suspicion.
He further submits that the informant is not an eyewitness of the
alleged occurrence and even no one has seen the alleged



occurrence.

5. Learned Additional Public Prosecutor for the State on the other hand has vehemently opposed the prayer for bail of the petitioner and submits that it has come during investigation in para-38 of the case diary that blood sustained shirt, towel and lungi of the petitioner were recovered which suggests that the petitioner was involved in the present occurrence. Apart from the aforesaid, the witnesses in paras- 14, 15 and 25 of the case diary have supported the case of prosecution and the police submitted charge sheet found the case true against the petitioner.

6. Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Fatuha P.S. Case No.143/2023, pending in the Court of Smt. Puja Kumari, J.M.1st Class, Patna City, Patna.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

amit/-

U		T	
---	--	---	--

