

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48491 of 2023

Arising Out of PS. Case No.-173 Year-2022 Thana- BHAPTIAHI District- Supaul

Md. Karmul @ Karmul Son Of Oli Mohammad Resident Of Village -
Chhitahi, Ward No. 10, Ps- Bhaptiyahi, Distt- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha

For the Opposite Party/s : Mr.Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 11-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case instituted
for the offence under Sections 147, 148, 149, 341, 307, and 302 of
the Indian Penal Code.

3. The allegation against the petitioner along with others
is of killing the son of the informant.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the Postmortem report
does not support the prosecution case. Petitioner is languishing in
judicial custody since 15.03.2023.

5. Learned APP for the State has opposed the
application for bail and submitted that petitioner is named in the



FIR and there is specific overt act of assaulting by means of *Farsa* upon the head of the deceased against the petitioner and the others co-accused assaulted by means of sword due to which, he succumbed to injury. The Postmortem report has also supported the prosecution case in respect of the death of the deceased. During investigation several witnesses have also supported the prosecution case.

6. Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. The trial Court is directed to conclude the trial expeditiously.

(Sunil Kumar Panwar, J)

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