

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52086 of 2023

Arising Out of PS. Case No.-211 Year-2021 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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DHARMENDRA KUMAR @ DHARMENDRA SON OF SINGHESHWAR
CHAUHAN @ SINGHESHWAR PRASAD RESIDENT OF VILLAGE -
LALU BIGHA, P.S. BIND, DISTRICT - NALANDA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Ganesh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 23-08-2023 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the Informant. Learned
Additional Public Prosecutor for the State is also present.

The petitioner is in custody since 15.03.2023 in
connection with Magadh Medical P.S. Case No. 211 of 2021
registered for the offence punishable under Sections 302/201/34
of the Indian Penal Code.

As per the F.I.R., the petitioner along with other co-
accused persons had killed the deceased for some monetary
dues.

Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in this case due to enmity.
It is further submitted that there was no dispute with regard
to money between the deceased and the petitioner. He submits



that no incriminating article has been recovery from the possession of the petitioner and the allegations levelled against the petitioner are false and frivolous.

However, learned A.P.P. appearing on behalf of the State vehemently opposed the bail application and submits that during the investigation, it has come that the petitioner along with the other accused persons had killed the deceased and it is the petitioner who had given the fatal blow.

Considering the facts and circumstances of the case and also the fact that there is specific allegation of assault against the petitioner, I am not inclined to enlarge the petitioner on bail. It is, accordingly, dismissed.

The trial court is directed to expedite the trial.

(Sandeep Kumar, J)

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