

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3714 of 2023

Arising Out of PS. Case No.-411 Year-2021 Thana- MADHAURAH District- Saran

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UMESH KUMAR SAH @ UMESH KUMAR @ UMESH SAH S/o Late
Shivjee Sah R/v- Rampur, P.S.- Marhourah, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Harsh Anuj

For the Opposite Party/s : Mr.Rajeev Nayan, App, 231

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case instituted
for the offence under Section 302 of the Indian Penal Code.

It is a case of murder by stabbing the knife to the
informant's father on his neck due to which he succumbed to
injuries on way to hospital.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. The
alleged occurrence took place near the shop of Tribhuban who
was not examined during investigation. Petitioner has no
criminal antecedent and he is languishing in judicial custody
since 21.07.2021.

The application for bail is opposed by learned APP for



the State and submitted there is direct allegation of stabbing against the petitioner and postmortem report also corroborates the prosecution case.

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.

However, if the trial of the petitioner is not concluded within a period of one year, he would be at liberty to renew his prayer for bail.

(Sunil Kumar Panwar, J)

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