

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78670 of 2023

Arising Out of PS. Case No.-1272 Year-2021 Thana- AGAMKUAN District- Patna

CHHOTU KUMAR @ CHHOTU YADAV S/O LATE LAL BABU YADAV
@ LAL BABU YADAV R/O VILLAGE- KUMHARAR, GAWAL TOLI, P.S-
AGAMKUAN, DISTT.- PATNA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 01-12-2023 Heard the parties.

2. The petitioner is in custody in connection with S.Tr.
No. 814 of 2023 (arising out of Agamkuan P.S. Case No. 1272
of 2021) for the offence under Sections 341, 323, 342, 307, 302,
386 and 34 of the Indian Penal Code lodged on 28.12.2021 by
the informant, Srikant Kumar.

3. The prosecution story, in brief is that one Srikant
Kumar gave an application before S.H.O. Agamkuan Police
Station Patna on 28-12-2021 alleging therein that on 27/12/2021
at about 08:30 0' clock, the accused persons namely (1) Chhotu
Kumar (2) Kallu Kumar (3) Kundan Kumar, (4) Anshu Kumar,
(5) Vishal Kumar and others 3-5 persons assaulted and forcibly
dragged her maternal uncle and as also him in the Alto Car and



beaten by Iron Rod, Chain Belt, Bat and alleging that his mama had taken Rs-15,000/- and wanted in return 1 lakh rupees with interest.

4. Thereafter, the informant called elder Mama namely Subodh Kumar through Mobile who came and gave these persons cash amount of Rs. 15,000/-. They also took one blank cheque in the name of Bittu Kumar and FZ motorcycle as mortgage.

5. Earlier the case of the petitioner was heard and rejected on 14.07.2023 in Cr. Misc. No. 39787 of 2023.

6. However, without waiting for the cooling of period, fresh application has been preferred.

7. There is no need to relook on the facts.

8. The petition stands dismissed.

9. The Trial Court is directed to expedite the trial and conclude the same preferably within a period of six months.

(Rajiv Roy, J)

Neha/-

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

