

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18456 of 2024

Arising Out of PS. Case No.-274 Year-2023 Thana- NAUTAN District- West Champaran

Bikash Kumar @ Vikash Kumar S/O Panna Lal Ram R/O vill.- Dhumnagar,
Noniarwa, Ward No.- 29, P.S.- Nautan, Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Akhileshwar Kumar Shrivastva, Advocate
For the State : Mr. Md. Iftekhar Mahmood, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Nautan
P.S. Case No. 274 of 2023 instituted for the offence under
Sections 307, 302 & 34 of the Indian Penal Code.

3. Prosecution case in a nutshell is that co-accused
persons, including the petitioner have assaulted the informant as
well as his son, as a result of which they sustained injuries.
Subsequently, son of the informant died during course of
treatment while the treatment of informant was going on.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 07-07-2023. Petitioner has
no criminal antecedent.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. It is submitted that from perusal of the postmortem report, it would reveal that son of the informant has sustained one stab injury on his chest, but the postmortem report do not suggests sufficient cause of death of the deceased due to aforesaid injury. It is submitting that there is subsisting land dispute between the parties. It is lastly submitted that charge sheet has been submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. It is submitted that specific allegation of assault by means of knife on the son of the informant is against the petitioner.

7. Considering the aforesaid facts and circumstances of the case, for the present, this Court is not inclined to grant bail to the petitioner.

8. Accordingly, the prayer for bail is *rejected*.

9. The learned Trial Court is directed to expedite the trial.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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