

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29611 of 2024

Arising Out of PS. Case No.-350 Year-2023 Thana- CHANPATIA District- West Champaran

Gorakh Sah Son of Late Sarwan Sah Resident of Village - Maghiya, P.S. -
Chanpatiya, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Adv.

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 15-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Chanpatia P.S. Case No. 350 of 2023, lodged on 09.06.2023
under Sections 304(B), 201, 34 of the Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against 7 named accused persons including the present
petitioner. It has been alleged that the daughter of the informant
was missing but upon pressure, the son in law of the informant
had disclosed that he along with his family members have killed
the daughter of the informant and buried her dead body.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the criminal antecedent of the petitioner is



clean and he is in custody since 02.09.2023. Counsel further submits that the son in law of the informant (husband of the deceased) is already in custody. Counsel submits that the petitioner is the father in law of the deceased and he is separate in mess and property from the husband of the deceased.

5. Learned counsel for the petitioner submits that some accused persons have been granted anticipatory bail by the Co-ordinate Bench of this Court *vide* orders dated 01.03.2024 and 12.03.2024 passed in Cr. Misc. Nos. 7234 of 2024 and 14096 of 2024 respectively. Counsel also submits that one co-accused person has been granted regular bail by this Court *vide* order dated 19.03.2024 passed in Cr. Misc. No. 83037 of 2023.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that in the FIR, the husband of the deceased has disclosed to the informant that they have killed the informant's daughter and hide her dead body. Counsel further submits that it has come in the investigation that the dead body has been recovered on the disclosure of the petitioner's son who has stated that they are in connivance with each other have killed the informant's daughter.

7. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner.



8. Accordingly, the prayer for regular bail of the petitioner in connection with Chanpatia P.S. Case No. 350 of 2023, pending before the learned Chief Judicial Magistrate, Bettiah, West Champaran is **hereby rejected**.

9. The Trial Court is directed to conclude the trial within nine months from today.

(Dr. Anshuman, J.)

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