

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48062 of 2023

Arising Out of PS. Case No.-221 Year-2022 Thana- CHENARI District- Rohtas

Kamlesh Singh Son Of Ramesh Singh Resident Of Village Babhni Police
Station Karghar Dist Rohtas

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Tiwary

For the Opposite Party/s : Mr.Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 06-02-2024 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner has prayed for bail in connection with
Chenari P.S. Case No. 221 of 2022 instituted for the offence
under Sections 498(A), 341, 323, 307, 504 and 506 of the Indian
Penal Code. Charge sheet has been submitted under Sections
302 and 498A of the IPC.

Allegation against the petitioner is that he committed
murder of his wife.

It is submitted by learned counsel for the petitioner
that petitioner is the husband of the deceased due to which he
has been falsely implicated in this present case. It is further
submitted from para-11 of this petition that after the occurrence,
petitioner was fled and caught by the villagers and it is



surprising that no any villager and independent witness have been examined neither they have stated that petitioner was caught by them. The knife which was used in the commission of murder has not been recovered from the conscious possession of this petitioner. Informant and deceased had greed for the land of the petitioner. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 22.11.2022.

Learned APP appearing for the state and learned counsel for the informant have opposed the prayer of regular bail and submitted that the petitioner is named in FIR and there is specific allegation against the petitioner to commit murder of his wife and he was caught by the villagers of the informant when he was fleeing from the place of occurrence. From perusal of the postmortem report, doctor opined that the death of deceased is due to several injuries sustained on the body of the deceased. During investigation, witnesses supported the prosecution case. Petitioner being the husband of the deceased had full responsibility to keep his wife with full dignity and honour which he did not do so.

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.

The trial court is directed to expedite the trial and
conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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