

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.68139 of 2024**

Arising Out of PS. Case No.-269 Year-2023 Thana- PIPRAKOTHI District- East Champaran

Upendra Sahani Son of Late Dasai Sahani Resident of village -Ramgadh  
Muhuawa, P.S.- Piprakothi, District- East Champaran ... .. Petitioner/s  
Versus

The State of Bihar ... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Sagar Kumar, Advocate

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

3      28-11-2024                      Heard Mr.Sagar Kumar, learned counsel for the  
  
petitioner and Mr.Shahabuddin Azeem @ S. Azeem, learned  
  
A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since  
09.01.2024 in connection with Piprakothi P.S. Case No. 269 of  
2023, F.I.R. dated 27.11.2023 registered for the offence  
punishable under Sections 302,201,120(B),34 of the Indian  
Penal Code.

3. According to prosecution case, all the accused  
persons including the petitioner have murdered the daughter of  
the informant and threw her dead body near Bela Ghat river in  
order to conceal the evidence.

4. Learned counsel appearing for the petitioner  
submits that the petitioner has clean antecedent. He has falsely  
been implicated in the present case merely on the ground that  
the petitioner is husband of the deceased and from a bare



perusal of the FIR it appears that there is no specific allegation of any assault or overt-act attributed against the petitioner. Further submits that the informant is not the eye witness of the alleged occurrence and merely on the basis of suspicion, the present FIR has been instituted.

5. Vide order dated 27.09.2024 report was called for with regard to the present stage of the trial. Report of the learned Trial Court dated 08.10.2024 reveals that the charge has been framed against the petitioner on 20.06.2024 and five witnesses have already been examined.

6. Considering the nature of allegation as well as report of the learned Trial Court which suggests that the trial is in progress, I am not inclined to enlarge the petitioner on bail in connection with Piprakothi P.S. Case No. 269 of 2023 pending in the court of learned 20<sup>th</sup> Additional Sessions Judge, East Champaran, Motihari.

7. Prayer is refused.

8. However, the learned Trial Court is directed to expedite the trial and conclude the same at the earliest.

**(Rajesh Kumar Verma, J)**

Nitesh/-

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