

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70964 of 2024

Arising Out of PS. Case No.-116 Year-2024 Thana- JANDAHA District- Vaishali

Devendra Singh @ Tuntun Singh, Son of Dukhit Singh, Resident of Village-
Arniya, Ward No.11, P.S. - Jandaha, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yugal Kishore, Advocate
		Ms. Rupa Kumari, APP
For the Opposite Party/s	:	Mr. Syed Ehteshamuddin, APP
For the Informant	:	Mr. Hemant Ray, Advocate

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 04-10-2024 Heard Mr. Yugal Kishore, learned Advocate for the
petitioner and learned APP for the State. The informant suo
motu appears through Mr. Hemant Ray, learned Advocate

2. The petitioner seeks regular bail, who is in custody
in connection with Jandaha P.S. Case No. 116 of 2024 registered
for the offences punishable under Sections 363, 365 of the
Indian Penal Code. Later on, Sections 302/201/34 of the Indian
Penal Code have been added.

3. Based upon the written report, the prosecution
alleges that the younger son of the informant, aged about eight
years, was found traceless since morning and despite every
efforts when his whereabouts could not be traced, the present
F.I.R. has been instituted apprehending the involvement of the



F.I.R. named accused persons, on account of land dispute and threatening meted to the informant prior to the occurrence.

4. Learned Advocate for the petitioner contended that the F.I.R. has been instituted against four named accused persons against whom there was a land dispute. The petitioner is not named in the F.I.R., however, during the course of investigation, the police apprehended one Satish Kumar @ Lolu and on whose disclosure the police apprehended the petitioner and his wife. The wife of the petitioner, namely, Puja Kumari, has been granted bail by this Court in Cr. Misc. No. 59761 of 2024 vide order dated 28.08.2024. It is next contended that though it has come during the course of investigation that on the disclosure made by this petitioner, the dead body of son of the informant, aged about 8 years, was recovered, but there is no evidence on the point of causing death of the boy. It is lastly contended that now the investigation is complete and charge-sheet has been submitted.

5. On the other hand, learned APP for the State as well as learned Advocate for the informant vehemently oppose the bail application and submit that on the basis of confession made by the petitioner, the dead body of the son of the informant has been recovered. The petitioner in his confessional statement



narrated the entire incidence as to how he committed the crime.

6. Regard being had to the submissions made on behalf of the parties and considering the confession of the petitioner, leading to recovery of the dead body of the son of the informant, coupled with the other cogent material, which has collected during the course of investigation, this Court is not acceded to the prayer made by the petitioner.

7. Accordingly, the prayer for bail of the petitioner is rejected.

(Harish Kumar, J)

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