

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.78877 of 2024**

Arising Out of PS. Case No.-68 Year-2024 Thana- MIRGANJ District- Purnia

Deepak Kumar Yadav S/O Vilash Yadav @ Vilakshan Yadav Resident of -  
Pahad Tol, Ward no .11 ,P.S -Mirganj, District Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Md Fazle Karim, Adv.

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

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

2      11-11-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with Mirganj  
P.S. Case No. 68 of 2024 instituted for the offences under  
Sections 302 and 34 of the Indian Penal Code.

3. As per prosecution case, the accusation against the  
petitioner is of killing his own breastfeeding daughter, aged  
about 1 ½ years, by firing.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case  
merely on the basis of suspicion. The petitioner is the father of  
the deceased. There is no eye-witness to the alleged occurrence.  
The petitioner has no criminal antecedent and is languishing in



judicial custody since 21.06.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that there is direct and specific allegation of killing by firing against the petitioner. The postmortem report also supports the prosecution case and, hence, he does not deserve bail.

6. Considering the nature and gravity of offence as also there being direct and specific allegation of killing against the petitioner which is corroborated by the postmortem report, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for bail of the petitioner, above named, is rejected with a direction to the court below to expedite the trial and conclude the same expeditiously.

**(Rudra Prakash Mishra, J)**

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