

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78969 of 2023

Arising Out of PS. Case No.-31 Year-2023 Thana- RAHUI District- Nalanda

JITENDRA KUMAR SINGH SON OF LATE RAJ KISHORE SINGH @
LATE NAND KISHORE SINGH RESIDENT OF VILLAGE- DEKHPURA,
POLICE STATION- RAHUI, DISTRICT- NALANDA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rabindra Prasad Singh

For the Opposite Party/s : Mr.Rajendra Nath Jha

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

6 01-07-2024 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in
connection with Rahui P.S. Case No. 31 of 2023, registered for the
offences punishable under Sections 341, 323, 225, 302 of the Indian
Penal Code.

3. Learned counsel for the petitioner submits that in the
first part of the FIR there is allegation that wife of the petitioner had
fled away and he telephoned her brother (the informant) to bring
back his wife otherwise he would kill his father. His further
submission is that there is no eye-witness of the occurrence and the
investigating authorities submitted chargesheet without any evidence.
The FIR was lodged by the elder brother of the petitioner with
allegation that the petitioner had killed his father. At that time, the



informant was not present at the house and when he came to the house he lodged the FIR.

4. As per post-mortem report, the following external injuries were found on the person of the deceased:-

“On External Examination- Both eyes closed and mouth open. Blood tinged over right ear. Lacerated wound below right eye of size approx 3cmx2cm with blackening around both eye. Blood clots present over pinna. Deformity of jaw with mouth open. Blood clots present in mouth. Lacerated wound present over left ear of size approx 1” x ½”.

On Dissection- Head Skull- Fracture of B/l parietal bone, right mandible, B/l maxilla and nasal bone. Brain-blood and blood clots present in cranial cavity.”

5. The post-mortem report shows that before the death, the deceased was assaulted. There is allegation that the petitioner before the death had threatened to kill his father.

6. In my view, the petitioner does not deserve the privilege for bail. Accordingly, the bail application is rejected.

(Nawneet Kumar Pandey, J)

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