

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9638 of 2024

Arising Out of PS. Case No.-334 Year-2020 Thana- KOTWALI District- Munger

Gopi Choudhary Son Of Laxmi Choudhary R/O Mohalla- Subhash Nagar,
P.S.- Kotwali, Dist.- Munger

... .. Petitioner/s

Versus

The State Of Bihar, Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Adv.

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 16-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Kotwali P.S. Case No. 334 of 2020, lodged on 08.11.2020 under
Sections 341, 323, 307, 504, 302, 34 of the Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against 2 named accused persons including the present
petitioner. The allegation against the present petitioner is that he
has assaulted the informant with the *lathi* on her head causing
head injury and subsequently, during the treatment, the
informant died.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
further submits that the criminal antecedent of the petitioner is



clean and he is in custody since 05.01.2021. Counsel also submits that three years have already been crossed and there is no progress in the trial.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that from the contents of the FIR, it becomes crystal clear that the informant has alleged direct allegation against the petitioner of assault which subsequently resulted into the death of the informant.

6. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Kotwali P.S. Case No. 334 of 2020, pending before the learned Additional Sessions Judge 2nd, Munger is **hereby rejected**.

8. The Trial Court is directed to expedite the trial.

(Dr. Anshuman, J.)

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