

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1797 of 2025

Arising Out of PS. Case No.-231 Year-2024 Thana- JOGAPATTI District- West Champaran

Priti Kumari Daughter of Ramlal Sah Resident of- Machhargawa
Bishunpurwa Mai Sthan Ward No.03, Yogapatti, P.S - Yogapatti, District -
West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gauri Shankar Thakur, Advocate

For the Opposite Party/s : Mr. Parmanand Kumar, APP

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

ORAL ORDER

3 27-03-2025 Heard learned counsel for the petitioner and learned APP
for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Jogapatti P.S. Case No. 231 of 2024 instituted for the offence
under Sections 103, 61(2) & 3(5) of the Bharatiya Nyaya
Sanhita, 2023.

3. Prosecution case in short is that daughter of the
informant got married with one Rajesh Mahto in the year 2014
and on 13-07-2024, her daughter was done to death by some
unknown persons and thereafter, dead body was thrown away in
the orchard of the village.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 15-07-2024. Petitioner



bears no criminal antecedent, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. It is next submitted that the police arrested one 'Akhilesh Bari', allegedly ex-lover of the deceased, based on the deceased's last call record and on the basis of his confessional statement three persons have been implicated, including the petitioner, which has no evidentiary value. Learned counsel submits that petitioner is friend of the deceased. As per postmortem report, doctor has opined the cause of death due to haemorrhage and shock by sharp object. No incriminating material has been recovered from the possession of the petitioner. Charge sheet is submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. As per paragraph No. 25 of the case diary, which is confessional statement of co-accused, Akhilesh Bari, it is submitted that co-accused has very categorically attributed the role of each accused persons, including the petitioner and it is confessed by him that petitioner was holding the hands of the deceased and



also gagged the mouth by her hand. Postmortem report corroborates with the allegation levelled in the FIR.

7. Considering the aforesaid facts and circumstances of the case, there being direct involvement of the petitioner in the commission of offence, this Court, at this stage, is not inclined to grant bail to the petitioner. Prayer for bail is, accordingly, *rejected*.

8. The Trial Court is directed to expedite the trial as expeditiously as possible without any undue delay and unnecessary adjournments.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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